

Volume 35, Number 14
Pages 1013-1060
July 15, 2010

SALUS POPULI SUPREMA LEX ESTO

"The welfare of the people shall be the supreme law."



ROBIN CARNAHAN
SECRETARY OF STATE

MISSOURI
REGISTER

The *Missouri Register* is an official publication of the state of Missouri, under the authority granted to the secretary of state by sections 536.015, RSMo Supp. 2009 and 536.033, RSMo 2000. Reproduction of rules is allowed; however, no reproduction shall bear the name *Missouri Register* or "official" without the express permission of the secretary of state.

The *Missouri Register* is published semi-monthly by

SECRETARY OF STATE

ROBIN CARNAHAN

Administrative Rules Division

James C. Kirkpatrick State Information Center
600 W. Main
Jefferson City, MO 65101
(573) 751-4015

DIRECTOR

WAYLENE W. HILES

•

EDITORS

CURTIS W. TREAT

SALLY L. REID

ASSOCIATE EDITOR

SARAH JORGENSON

•

PUBLICATION TECHNICIAN

JACQUELINE D. WHITE

•

ADMINISTRATIVE ASSISTANT

LAUREN A. BAUMAN

•

SPECIALIST

ADAM T. SANDBERG

ISSN 0149-2942, USPS 320-630; periodical postage paid at Jefferson City, MO
Subscription fee: \$56.00 per year

POSTMASTER: Send change of address notices and undelivered copies to:

MISSOURI REGISTER

Office of the Secretary of State

Administrative Rules Division

PO Box 1767

Jefferson City, MO 65102

The *Missouri Register* and *Code of State Regulations* (CSR) are now available on the Internet. The Register address is <http://www.sos.mo.gov/adrules/moreg/moreg.asp> and the CSR is <http://www.sos.mo.gov/adrules/csr/csr.asp>. These websites contain rulemakings and regulations as they appear in the Registers and CSR. These websites do not contain the official copies of the Registers and CSR. The official copies remain the paper copies published by the Office of the Secretary of State pursuant to sections 536.015 and 536.031, RSMo Supp. 2009. While every attempt has been made to ensure accuracy and reliability, the Registers and CSR are presented, to the greatest extent practicable as they appear in the official publications. The Administrative Rules Division may be contacted by email at rules@sos.mo.gov.

The secretary of state's office makes every effort to provide program accessibility to all citizens without regard to disability. If you desire this publication in alternate form because of a disability, please contact the Division of Administrative Rules, PO Box 1767, Jefferson City, MO 65102, (573) 751-4015. Hearing impaired citizens should contact the director through Missouri relay, (800) 735-2966.



IN THIS ISSUE:

EMERGENCY RULES

Department of Mental Health	
Certification Standards	1017

EXECUTIVE ORDERS1018

PROPOSED RULES

Department of Elementary and Secondary Education	
Division of School Improvement	1019
Department of Mental Health	
Certification Standards	1022
Department of Natural Resources	
Division of Energy	1022
Department of Revenue	
Director of Revenue	1029
Department of Social Services	
MO HealthNet Division	1029
Retirement Systems	
The County Employees' Retirement Fund	1029

ORDERS OF RULEMAKING

Department of Conservation	
Conservation Commission	1033
Department of Economic Development	
Division of Business and Community Services	1033

Department of Elementary and Secondary Education

Division of School Improvement	1035
--	------

Department of Insurance, Financial Institutions and Professional Registration

Missouri State Board of Accountancy	1035
---	------

Missouri Consolidated Health Care Plan

Health Care Plan	1041
----------------------------	------

IN ADDITIONS

Department of Transportation

Missouri Highways and Transportation Commission	1042
---	------

CONTRACTOR DEBARMENT LIST1044

DISSOLUTIONS1045

SOURCE GUIDES

RULE CHANGES SINCE UPDATE	1046
EMERGENCY RULES IN EFFECT	1050
EXECUTIVE ORDERS	1051
REGISTER INDEX	1053

Register Filing Deadlines	Register Publication Date	Code Publication Date	Code Effective Date
March 1, 2010 March 15, 2010	April 1, 2010 April 15, 2010	April 30, 2010 April 30, 2010	May 30, 2010 May 30, 2010
April 1, 2010 April 15, 2010	May 3, 2010 May 17, 2010	May 31, 2010 May 31, 2010	June 30, 2010 June 30, 2010
May 3, 2010 May 17, 2010	June 1, 2010 June 15, 2010	June 30, 2010 June 30, 2010	July 30, 2010 July 30, 2010
June 1, 2010 June 15, 2010	July 1, 2010 July 15, 2010	July 31, 2010 July 31, 2010	August 30, 2010 August 30, 2010
July 1, 2010 July 15, 2010	August 2, 2010 August 16, 2010	August 31, 2010 August 31, 2010	September 30, 2010 September 30, 2010
August 2, 2010 August 16, 2010	September 1, 2010 September 15, 2010	September 30, 2010 September 30, 2010	October 30, 2010 October 30, 2010
September 1, 2010 September 15, 2010	October 1, 2010 October 15, 2010	October 31, 2010 October 31, 2010	November 30, 2010 November 30, 2010
October 1, 2010 October 15, 2010	November 1, 2010 November 15, 2010	November 30, 2010 November 30, 2010	December 30, 2010 December 30, 2010
November 1, 2010 November 15, 2010	December 1, 2010 December 15, 2010	December 31, 2010 December 31, 2010	January 30, 2011 January 30, 2011
December 1, 2010 December 15, 2010	January 3, 2011 January 18, 2011	January 29, 2011 January 29, 2011	February 28, 2011 February 28, 2011

Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please check out the website at <http://www.sos.mo.gov/adrules/pubsched.asp>

Missouri Participating Libraries

The *Missouri Register* and the *Code of State Regulations*, as required by the Missouri Documents Law (section 181.100, RSMo Supp. 2009), are available in the listed participating libraries, as selected by the Missouri State Library:

Jefferson County Library PO Box 1486, 3021 High Ridge High Ridge, MO 63049-1486 (314) 677-8689	Learning Resources Center Mineral Area College PO Box 1000 Park Hills, MO 63601-1000 (573) 431-4593	Hearnes Learning Resources Ctr. Missouri Western State University 4525 Downs Drive St. Joseph, MO 64507-2294 (816) 271-5802	Library Missouri University of Science and Technology 1870 Miner Circle Rolla, MO 65409-0060 (573) 341-4007
Jefferson College Library 1000 Viking Drive Hillsboro, MO 63050-2441 (314) 789-3951 ext. 160	Cape Girardeau Public Library 711 N. Clark Cape Girardeau, MO 63701-4400 (573) 334-5279	Library North Central Missouri College PO Box 111, 1301 Main Street Trenton, MO 64683-0107 (660) 359-3948 ext. 325	Lebanon-Laclede County Library 135 Harwood Ave. Lebanon, MO 65536-3017 (417) 532-2148
St. Louis Public Library 1301 Olive St. St. Louis, MO 63103-2389 (314) 539-0376	Kent Library Southeast Missouri State University One University Plaza Cape Girardeau, MO 63701-4799 (573) 651-2757	Spiva Library Missouri Southern State University 3950 East Newman Road Joplin, MO 64801-1595 (417) 625-9342	University Library Southwest Baptist University 1600 University Ave. Bolivar, MO 65613-2597 (417) 328-1631
St. Louis University Law Library 3700 Lindell Blvd. St. Louis, MO 63108-3478 (314) 977-2742	Riverside Regional Library PO Box 389, 204 South Union St. Jackson, MO 63755-0389 (573) 243-8141	Missouri State Library 600 West Main, PO Box 387 Jefferson City, MO 65102-0387 (573) 751-3615	Barry-Lawrence Regional Library 213 6th St. Monett, MO 65708-2147 (417) 235-6646
Eden/Webster Library Eden Theological Seminary/ Webster University 475 East Lockwood Ave. St. Louis, MO 63119-3192 (314) 961-2660 ext. 7812	Rutland Library Three Rivers Community College 2080 Three Rivers Blvd. Poplar Bluff, MO 63901-2393 (573) 840-9656	Missouri State Archives 600 West Main, PO Box 778 Jefferson City, MO 65102-0778 (573) 526-6711	Lyons Memorial Library College of the Ozarks General Delivery Point Lookout, MO 65726-9999 (417) 334-6411 ext. 3551
Thomas Jefferson Library University of Missouri-St. Louis 8001 Natural Bridge Road St. Louis, MO 63121-4499 (314) 516-5084	James C. Kirkpatrick Library University of Central Missouri 142 Edwards Library Warrensburg, MO 64093-5020 (660) 543-4149	Elmer Ellis Library University of Missouri-Columbia 106 B Ellis Library Columbia, MO 65211-5149 (573) 882-0748	Garnett Library Missouri State University—West Plains 304 Cleveland West Plains, MO 65775-3414 (417) 255-7945
Washington University Law Library Washington University Campus Box 1171, Mudd Bldg., One Brookings Dr. St. Louis, MO 63130-4899 (314) 935-6443	Kansas City Public Library 14 West 10th Street Kansas City, MO 64105 (816) 701-3546	Library State Historical Society of Missouri 1020 Lowry St. Columbia, MO 65211-7298 (573) 882-9369	Springfield-Greene County Library 4653 S. Campbell Springfield, MO 65801-0760 (417) 874-8110
St. Louis County Library 1640 S. Lindbergh Blvd. St. Louis, MO 63131-3598 (314) 994-3300 ext. 247	Law Library University of Missouri-Kansas City 5100 Rockhill Road Kansas City, MO 64110-2499 (816) 235-2438	Daniel Boone Regional Library PO Box 1267, 100 West Broadway Columbia, MO 65205-1267 (573) 443-3161 ext. 359	Meyer Library Missouri State University PO Box 175, 901 S. National Springfield, MO 65804-0095 (417) 836-4533
Library Maryville University 13550 Conway Road St. Louis, MO 63141-7232 (314) 529-9494	Miller Nichols Library University of Missouri-Kansas City 5100 Rockhill Road Kansas City, MO 64110-2499 (816) 235-2438	School of Law University of Missouri-Columbia 224 Hulston Hall Columbia, MO 65211-0001 (573) 882-1125	
Pickler Memorial Library Truman State University 100 E. Normal Kirksville, MO 63501-4221 (660) 785-7416	B.D. Owens Library Northwest Missouri State University 800 University Drive Maryville, MO 64468-6001 (660) 562-1841	Smiley Memorial Library Central Methodist University 411 Central Methodist Square Fayette, MO 65248-1198 (660) 248-6279	
	St. Joseph Public Library 927 Felix Street St. Joseph, MO 64501-2799 (816) 232-8151		

HOW TO CITE RULES AND RSMo

RULES—Cite material in the *Missouri Register* by volume and page number, for example, Vol. 28, *Missouri Register*, page 27. The approved short form of citation is 28 MoReg 27.

The rules are codified in the *Code of State Regulations* in this system—

Title	Code of State Regulations	Division	Chapter	Rule
1	CSR	10-	1.	010
Department		Agency, Division	General area regulated	Specific area regulated

They are properly cited by using the full citation , i.e., 1 CSR 10-1.010.

Each department of state government is assigned a title. Each agency or division within the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraph 1., subparagraph A., part (I), subpart (a), item I. and subitem a.

RSMo—The most recent version of the statute containing the section number and the date.

Rules appearing under this heading are filed under the authority granted by section 536.025, RSMo 2000. An emergency rule may be adopted by an agency if the agency finds that an immediate danger to the public health, safety, or welfare, or a compelling governmental interest requires emergency action; follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances; follows procedures which comply with the protections extended by the *Missouri* and the *United States Constitutions*; limits the scope of such rule to the circumstances creating an emergency and requiring emergency procedure, and at the time of or prior to the adoption of such rule files with the secretary of state the text of the rule together with the specific facts, reasons, and findings which support its conclusion that there is an immediate danger to the public health, safety, or welfare which can be met only through the adoption of such rule and its reasons for concluding that the procedure employed is fair to all interested persons and parties under the circumstances.

Rules filed as emergency rules may be effective not less than ten (10) days after filing or at such later date as may be specified in the rule and may be terminated at any time by the state agency by filing an order with the secretary of state fixing the date of such termination, which order shall be published by the secretary of state in the *Missouri Register* as soon as practicable.

All emergency rules must state the period during which they are in effect, and in no case can they be in effect more than one hundred eighty (180) calendar days or thirty (30) legislative days, whichever period is longer. Emergency rules are not renewable, although an agency may at any time adopt an identical rule under the normal rulemaking procedures.

Title 9—DEPARTMENT OF MENTAL HEALTH Division 30—Certification Standards Chapter 4—Mental Health Programs

EMERGENCY AMENDMENT

9 CSR 30-4.045 Intensive Community Psychiatric Rehabilitation.
The department is amending sections (1), (2), and (4).

PURPOSE: This emergency amendment is necessary to provide better use of fiscal resources and ensure state revenue for the continued provision of services and supports to persons with serious mental illness.

EMERGENCY STATEMENT: The Department of Mental Health finds that this emergency amendment is necessary to preserve a compelling governmental interest, to ensure state revenue for the continued provision of services and supports such as illness management, medication management, and other psychiatric treatment designed to prevent inpatient hospitalization and enhance recovery for persons with serious mental illness being served in community mental health programs. Through House Bill 2010, the department's general revenue budget for comprehensive psychiatric services is being reduced by \$6.9 million for FY 2011. This emergency amendment will allow the state to generate \$3.7 million in federal funding to pay for treatment services and supports to approximately four hundred (400) persons with serious mental illness living in residential care settings which prior to this amendment were prohibited. This emergency amendment

*permits those individuals with severe and significant psychiatric disorders but who are not in acute distress to remain in these settings and receive this service. This number is expected to increase over the next twelve (12) to eighteen (18) months to over one thousand (1,000) individuals. The \$3.7 million will serve four hundred (400) individuals. In the future this rule change will give us the ability to identify and leverage additional general revenue allowing us to increase the number of individuals receiving this service by an additional six hundred (600) people. This federal funding will replace state general revenue that has been reduced from core budgets due to the state's fiscal position and will allow the department to continue serving those persons. Without this emergency amendment, these persons with serious mental illness will be at risk of losing their residential care and treatment services, resulting in increased homelessness and increased contacts with law enforcement that could result in commitment to more expensive non-state-operated and non-state-funded inpatient treatment settings. A proposed amendment, covering the same material, is published in this issue of the *Missouri Register*. The scope of this emergency amendment is limited to the circumstances creating the emergency and follows procedures which comply with the protections extended by the *Missouri* and *United States Constitutions*. The Department of Mental Health believes that this emergency amendment is fair to all interested persons and parties under the circumstances. This emergency amendment was filed June 14, 2010, effective July 1, 2010, and expires February 24, 2011.*

(1) Intensive Community Psychiatric Rehabilitation (CPR). A level of support designed to help consumers who are experiencing a[n *acute*/ *severe and significant* psychiatric condition, alleviating or eliminating the need to admit them into a psychiatric inpatient [*for residential*] setting. It is a comprehensive, time-limited, community-based service delivered to consumers who are exhibiting symptoms that interfere with individual/family life in a highly disabling manner.

(2) Admission Criteria. Persons meeting criteria for this level of service must meet admission criteria as defined in 9 CSR 30-4.042, will be in need of intensive clinical intervention or support to alleviate or eliminate the need for admission into a psychiatric inpatient or a restrictive living setting, and must meet at least one (1) of the following descriptions:

(D) A person who is at [*imminent*] risk of being removed from his/her home, school, or current living situation.

(4) Treatment.

(D) Individuals can be moved out of the intensive level when[:]-
1. There is a reduction of [*acute*/ *severe and significant* symptoms; and
2. The individual is able to function in the rehabilitation level of CPR; or
3. The individual chooses to move from the intensive level.

*AUTHORITY: section[s] 630.050, RSMo Supp. 2009 and sections 630.655 and 632.050, RSMo 2000. Emergency rule filed Dec. 28, 2001, effective Jan. 13, 2002, expired July 11, 2002. Original rule filed Dec. 28, 2001, effective July 12, 2002. Emergency amendment filed June 14, 2010, effective July 1, 2010, expires Feb. 24, 2011. A proposed amendment covering this same material is published in this issue of the *Missouri Register*.*

The Secretary of State shall publish all executive orders beginning January 1, 2003, pursuant to section 536.035.2, RSMo Supp. 2009.

EXECUTIVE ORDER 10-21

WHEREAS, I have been advised by the State Emergency Management Agency that on-going and forecast severe storm systems have caused, or have the potential to cause, damages associated with flooding, flash flooding, high winds, hail and tornadoes impacting communities throughout the State of Missouri; and specifically causing flooding along the Missouri River and tributaries, as well as rivers and tributaries in the northern half of Missouri; and

WHEREAS, there may be interruption of public services and temporary closure of transportation corridors, as a result of severe weather and flooding that began on June 12, 2010, and continues; and

WHEREAS, the severe weather and flooding that began on June 12, 2010, and continuing, may create conditions of distress and hazard to the safety, welfare, and property of the citizens of the State of Missouri; and

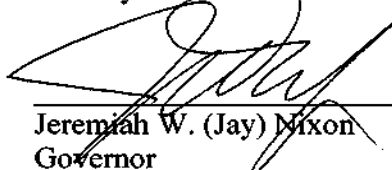
WHEREAS, the State Emergency Management Agency has been actively monitoring conditions and communicating with affected jurisdictions; and

WHEREAS, the state will continue to be proactive where the health and safety of the citizens of Missouri are concerned; and

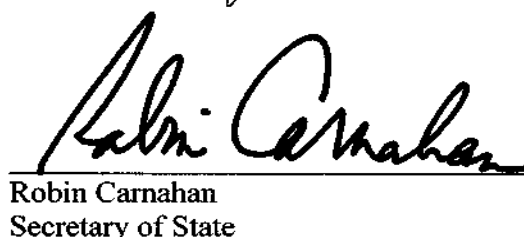
WHEREAS, The State Emergency Management Agency may be needed to assist affected jurisdictions and ensure the safety and welfare of our fellow Missourians.

NOW, THEREFORE, I, JEREMIAH W. (JAY) NIXON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and Laws of the State of Missouri, including Sections 44.100 and 44.110, RSMo, do hereby order that the Missouri State Emergency Operations Center be activated.

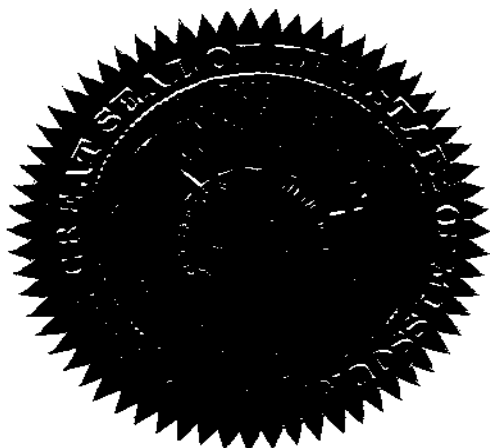
IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri in the City of Jefferson on this 15th day of June 2010.



Jeremiah W. (Jay) Nixon
Governor



Robin Carnahan
Secretary of State



Under this heading will appear the text of proposed rules and changes. The notice of proposed rulemaking is required to contain an explanation of any new rule or any change in an existing rule and the reasons therefor. This is set out in the Purpose section with each rule. Also required is a citation to the legal authority to make rules. This appears following the text of the rule, after the word "Authority."

Entirely new rules are printed without any special symbolology under the heading of the proposed rule. If an existing rule is to be amended or rescinded, it will have a heading of proposed amendment or proposed rescission. Rules which are proposed to be amended will have new matter printed in boldface type and matter to be deleted printed in brackets.

An important function of the *Missouri Register* is to solicit and encourage public participation in the rulemaking process. The law provides that for every proposed rule, amendment, or rescission there must be a notice that anyone may comment on the proposed action. This comment may take different forms.

If an agency is required by statute to hold a public hearing before making any new rules, then a Notice of Public Hearing will appear following the text of the rule. Hearing dates must be at least thirty (30) days after publication of the notice in the *Missouri Register*. If no hearing is planned or required, the agency must give a Notice to Submit Comments. This allows anyone to file statements in support of or in opposition to the proposed action with the agency within a specified time, no less than thirty (30) days after publication of the notice in the *Missouri Register*.

An agency may hold a public hearing on a rule even though not required by law to hold one. If an agency allows comments to be received following the hearing date, the close of comments date will be used as the beginning day in the ninety (90)-day-count necessary for the filing of the order of rulemaking.

If an agency decides to hold a public hearing after planning not to, it must withdraw the earlier notice and file a new notice of proposed rulemaking and schedule a hearing for a date not less than thirty (30) days from the date of publication of the new notice.

(1) All programs and projects carried out by school districts under the Early Childhood Development Act (ECDA) shall be conducted in conformity with:—

(B) The state "Early Childhood Development Act Program Guidelines and Administrative Manual," revised [January 2008] **December 2009**, which is incorporated by reference and made a part of this rule as published by the Department of Elementary and Secondary Education (DESE) and is available at the Early Childhood Education Section, 205 Jefferson Street, PO Box 480, Jefferson City, MO 65102-0480[,] or on DESE's [Internet] website. This rule does not incorporate any subsequent amendments or additions. The "Early Childhood Development Act Program Guidelines and Administrative Manual" interprets state statutory requirements for the programs and establishes program management procedures consistent with state law and practice.

AUTHORITY: sections 178.691–178.699, RSMo 2000 and section 161.092, RSMo Supp. [2007] 2009. Original rule filed April 4, 1985, effective Sept. 3, 1985. For intervening history, please consult the Code of State Regulations. Amended: Filed June 10, 2010.

PUBLIC COST: This proposed amendment is estimated to cost the Department of Elementary and Secondary Education \$30,874,186 for Fiscal Year 2011, with the cost recurring annually over the life of the rule subject to appropriations. (*FY2011 requested budget amount)*

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Elementary and Secondary Education, ATTN: JoAnne Ralston, Director, Early Childhood Education, PO Box 480, Jefferson City, MO 65102-0480. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Proposed Amendment Text Reminder:

Boldface text indicates new matter.

[Bracketed text indicates matter being deleted.]

Title 5—DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION

Division 50—Division of School Improvement Chapter 270—Early Childhood Education

PROPOSED AMENDMENT

5 CSR 50-270.010 General Provisions Governing Programs Authorized Under the Early Childhood Development Act. The State Board of Education is proposing to amend subsection (1)(B) and the incorporated by reference material.

PURPOSE: This rule establishes policies and standards to administer a program of grants to local public school districts for the provision of early childhood screening, parent education, and programs for developmentally delayed children. Revisions to the administrative guidelines include changes to the program structure, reimbursement, and recruitment plan.

**FISCAL NOTE
PUBLIC COST****I. RULE NUMBER**

Title: 5 Department of Elementary and Secondary Education
 Division: 50 School Improvement
 Chapter: 270 Early Childhood Education
 Type of Rulemaking: Proposed Amendment
 Rule Number and Name: 5 CSR 50-270.010 General Provisions Governing Programs
 Authorized Under the Early Childhood Development Act

II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
Department of Elementary and Secondary Education (Reimburse Education Agencies)	\$30,874,186* estimated amount for FY2011 with the cost recurring annually over the life of the rule subject to appropriations. (*FY2011 requested budget amount)

III. WORKSHEET**DISTRICT QUOTAS FOR FISCAL YEAR 2011 (2010-2011)**

High Needs	0 TO KE (HN)	Contacts	X \$60	\$14,307,041.00
Non High Needs	0 TO KE (NHN)	Contacts	X \$50	\$11,705,761.00
Screening	1 TO 3 (S1) 3 TO KE (S3)	Children	X \$25	\$ 3,027,950.00
Recruitment and Group Meetings		5% of total allocation		\$ 1,543,709.00

Incarcerated Parents (IP)

High Needs	0 TO KE (IPHN)	Contacts	X \$ 60	\$284,475.00
Group Meetings	0 TO KE (IPGM)	Meetings	X \$ 75	\$5,250.00

Each school district is provided with a quota based on the previous year's service and the amount of funds appropriated to the program.

High Needs Parent Education for Families with Children Ages Prenatal To Kindergarten Entry (HN)

FY2011 quotas are based on the 46% of the FY2010 allocation. Up to 50% of the Parent Education Services may be used for families with children three to kindergarten entry provided a parent educator certified to use the three to kindergarten entry curriculum delivers the services.

Non High Needs Parent Education for Families with Children Ages Prenatal to Kindergarten Entry (NHN)

FY2011 quotas are based on the 38% of the FY2010 allocation. Up to 50% of the Parent Education Services may be used for families with children three to kindergarten entry provided a parent educator certified to use the three to kindergarten entry curriculum delivers the services.

Screening of Children Ages One and Two (S1)

FY2011 quotas are based on the FY2010 quota.

Screening of Children Ages Three to Kindergarten Entry (S3)

FY2011 quotas are based on the FY2010 quota.

Incarcerated Parent High Needs Parent Education (IPHN)

FY2011 allocation is based on the FY2010 allocation.

Incarcerated Parents Group Meetings (IPGM)

FY2011 quotas are based on 2 group meetings a month for a 12 month period.

IV. ASSUMPTIONS

The rule incorporates by reference *The Early Childhood Development Act Program Guidelines and Administrative Manual*. Aid included under these programs is limited exclusively to school districts. Due to this limitation, the proposed amendment will not require an expenditure of money by or a reduction in income for any person, firm, corporation, association, partnership, proprietorship, or business entity.

Title 9—DEPARTMENT OF MENTAL HEALTH
Division 30—Certification Standards
Chapter 4—Mental Health Programs

PROPOSED AMENDMENT

9 CSR 30-4.045 Intensive Community Psychiatric Rehabilitation.
 The department is amending sections (1), (2), and (4).

PURPOSE: This amendment is necessary to provide better use of fiscal resources and ensure state revenue for the continued provision of services and supports to persons with serious mental illness.

(1) Intensive Community Psychiatric Rehabilitation (CPR). A level of support designed to help consumers who are experiencing a[n *acute*] **severe and significant** psychiatric condition, alleviating or eliminating the need to admit them into a psychiatric inpatient [*or residential*] setting. It is a comprehensive, time-limited, community-based service delivered to consumers who are exhibiting symptoms that interfere with individual/family life in a highly disabling manner.

(2) Admission Criteria. Persons meeting criteria for this level of service must meet admission criteria as defined in 9 CSR 30-4.042, will be in need of intensive clinical intervention or support to alleviate or eliminate the need for admission into a psychiatric inpatient or a restrictive living setting, and must meet at least one (1) of the following descriptions:

(D) A person who is at [*imminent*] risk of being removed from his/her home, school, or current living situation.

(4) Treatment.

(D) Individuals can be moved out of the intensive level when/[:]—
 1. There is a reduction of [*acute*] **severe and significant** symptoms; and
 2. The individual is able to function in the rehabilitation level of CPR; or
 3. The individual chooses to move from the intensive level.

AUTHORITY: section[s] 630.050, *RSMo Supp. 2009 and sections 630.655 and 632.050, RSMo 2000. Emergency rule filed Dec. 28, 2001, effective Jan. 13, 2002, expired July 11, 2002. Original rule filed Dec. 28, 2001, effective July 12, 2002. Emergency amendment filed June 14, 2010, effective July 1, 2010, expires Feb. 24, 2011. Amended: Filed June 14, 2010.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment to Julie Carel, Division of Comprehensive Psychiatric Services, Department of Mental Health, PO Box 687, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. If to be hand delivered, comments must be brought to the Department of Mental Health, 1706 E. Elm Street, Jefferson City, Missouri. No public hearing is scheduled.

Title 10—DEPARTMENT OF NATURAL RESOURCES
Division 140—Division of Energy
Chapter 8—Certification of Renewable Energy and Renewable Energy Standard Compliance Account

PROPOSED RULE

10 CSR 140-8.010 Certification of Renewable Energy and Renewable Energy Standard Compliance Account

PURPOSE: This rule implements provisions of the Proposition C initiative petition passed by Missouri voters on November 4, 2008, collectively known as the “Renewable Energy Standard,” found in section 393.1025, *RSMo et seq.*

PUBLISHER’S NOTE: The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome or expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This note applies only to the reference material. The entire text of the rule is printed here.

(1) Definitions. For the purpose of this rule—

- (A) Commission—the Missouri Public Service Commission;
- (B) Department—the Missouri Department of Natural Resources;
- (C) Electric utility—a regulated Missouri electrical corporation as defined in section 386.020, *RSMo*;
- (D) Renewable energy credit or “REC”—a tradable certificate as defined by section 393.1025(5), *RSMo*, that one (1) megawatt-hour of electricity has been generated from eligible renewable energy sources;
- (E) Renewable energy generation facility or “facility”—the facility where electrical energy was generated by an eligible renewable energy resource; and
- (F) Renewable energy resources—electrical energy as defined by section 393.1025(5), *RSMo*, and which is eligible to be issued a renewable energy credit (REC).

(2) Eligible Renewable Energy Resources.

(A) Eligible Renewable Energy Resources. The electricity must be derived from one (1) of the following types of renewable energy resources or technologies, as defined in section 393.1025(5), *RSMo*:

1. Wind;

2. Solar thermal sources or solar photovoltaic cells and panels;

3. Dedicated crops grown for energy production—herbaceous and woody crops that are harvested specifically for energy production in a sustainable manner;

4. Cellulosic agricultural residues—organic matter remaining after the harvesting and processing of agricultural crops. They include—

A. Field residues, which are organic materials left on agricultural lands after the crops have been harvested, such as stalks, stubble, leaves, and seed pods; and

B. Process residues, which are organic materials left after the crops have been processed into a usable resource, such as husks, seeds, and roots;

5. Plant residues—the residues of plants that would be converted into energy, that otherwise would be waste material;

6. Clean and untreated wood—non-hazardous wood 1) that has not been chemically treated with chemical preservatives such as creosote, pentachlorophenol, or chromated copper arsenate; and 2) that does not contain resins, glues, laminates, paints, preservatives, or other treatments that would combust or off-gas, or mixed with any other material that would burn, melt, or create other residue aside from wood ash.

A. Eligible clean and untreated wood may include, but is not necessarily limited to, the following sources:

(I) Forest-related resources, such as pre-commercial thinnings waste, slash (tree tops, branches, bark, or other residue left on the ground after logging or other forestry operations), brush, shrubs, stumps, lumber ends, trimmings, yard waste, dead and downed forest products, and small diameter forest thinnings (twelve inches (12”) in diameter or less);

(II) Non-chemically treated wood and paper manufacturing

waste, such as bark, trim slabs, scrap, shavings, sawdust, sander dust, and pulverized scraps;

(III) Vegetation waste, such as landscape waste or right-of-way trimmings;

(IV) Wood chips, pellets, or briquettes derived from non-toxic and unadulterated wood wastes or woody energy crops;

(V) Municipal solid waste, construction and demolition waste, urban wood waste, and other similar sources only if wood wastes are segregated from other solid wastes or inorganic wastes; and

(VI) Other miscellaneous waste, such as waste pellets, pallets, crates, dunnage, scrap wood, tree debris left after a natural catastrophe, and recycled paper fibers that are no longer suitable for recycled paper production.

B. Ineligible clean and untreated wood may include, but is not necessarily limited to, the following sources:

(I) Post-consumer wastepaper;

(II) Wood from old growth forests (one hundred fifty (150) years old or older); and

(III) Unsegregated solid waste;

7. Methane from landfills or from wastewater treatment. Wastewater treatment is defined as physical, chemical, biological, and mechanical procedures applied to an industrial or municipal discharge or to any other sources of contaminated water to remove, reduce, or neutralize contaminants;

8. Hydropower, not including pumped storage, that does not require a new diversion or impoundment of water and that each generator has a nameplate rating of ten megawatts (10 MW) or less. If an improvement to an existing hydropower facility does not require a new diversion or impoundment of water and incrementally increases the nameplate rating of each generator, up to ten megawatts (10 MW) per generator of the incremental capacity, the improvement may qualify as an eligible renewable energy resource;

9. Fuel cells using hydrogen produced by one (1) of the above-named renewable energy resources. RECs based on generating electricity in fuel cells from hydrogen derived from an eligible energy resource are eligible for compliance purposes only to the extent that the energy used to generate the hydrogen did not create RECs; or

10. Other sources of energy, not including nuclear, that may become available after November 4, 2008, and are certified as eligible renewable energy resources as provided in section (3) of this rule.

(3) Additions to Eligible Renewable Energy Resources.

(A) The department may certify new types of renewable energy resources in addition to those listed as eligible in section 393.1025(5), RSMo, if the department determines the following to be true:

1. The generation technology under review was not commercially available in Missouri prior to November 4, 2008;

2. The generation technology is not based on nuclear fission or nuclear fusion; and

3. There is no undue adverse air, water, or land use impacts, including impacts associated with the gathering of generation feedstocks.

(B) The department will publish in the *Missouri Register* new types of renewable resources it certifies as eligible pursuant to section 393.1025(5), RSMo.

(4) Certification of Renewable Energy Generation Facilities and Environmental Impact.

(A) The department shall publish and maintain a list of certified renewable energy generation facilities.

(B) Utilities that either own, or have contracted with, renewable energy generation facilities included on the list shall be required to provide a copy to the department of the completed Annual RES Compliance Report filed with the commission, pursuant to section 393.1030, RSMo, to verify the validity of information gathered during the certification review process. The copy will be provided to the department concurrent with the filing of the Annual RES

Compliance Report with the commission.

(C) Certification Review Process.

1. Certification reviews will be conducted by the department for renewable energy generation facilities upon application.

2. The certification review shall consider the eligibility of energy sources used by the facility to generate electricity. A determination will be made by the department as to whether the generation has caused undue adverse air, water, or land use impacts, including impacts associated with the gathering of generation feedstocks.

3. The certification review process may be initiated by an electric utility or by a facility by submitting an application for certification to the department. The department shall consider all such applications for certification and shall conduct a certification review process in response to all properly completed petitions. An application for certification must include:

A. A detailed technical description of energy sources, including fuel type, technology, and expected operating specifications, used by the facility to generate electricity and their conformity with the eligible renewable energy resources listed in section (2) and additional renewable energy resources certified by the department pursuant to section (3);

B. If any amount of fossil fuel is used in the generation process, a description of agreements or systems in place that assure sufficient data will be available to determine the portion of electrical output attributable to only the renewable energy resource;

C. An assessment of the facility's air, water, or land use impacts, including impacts associated with the gathering of generation feedstocks. An assessment shall include, but is not limited to, demonstrating compliance with permits and agricultural and forestry best management practices, such as the "Missouri Woody Biomass Harvesting – Best Management Practices Manual" guidelines published by the Missouri Department of Conservation, found online at: <http://mdc4.mdc.mo.gov/Documents/18043.pdf>, if applicable, and verification of compliance from a Missouri professional forester, if applicable. This assessment shall also include information concerning any applications for approvals or permits, or reviews or investigations by governmental entities with regard to environmental impacts;

D. The application for certification shall also state the following:

(I) That the electric utility or facility will obtain and/or maintain all applicable environmental permits required by the department;

(II) That the facility is and will remain in substantial compliance with all federal and state air, water, and land environmental laws, regulations, and rules, and that the applicant will report to the department any instance in which the applicant or any member of its board of directors or principals is determined by any administrative agency or any court in connection with any judicial proceeding to be in noncompliance with any federal or state air, water, and land environmental laws, regulations, and rules, such report to be submitted within ten (10) working days following such determination;

(III) That the electric utility applicant will timely file its Annual RES Compliance Report with the commission pursuant to section 393.1030.2(3), RSMo;

(IV) That the utility will submit additional information that the department may require for its review of the facility's energy sources and environmental impact with appropriate provision for confidentiality of sensitive information; i.e., protection of energy information pursuant to section 640.155, RSMo;

(V) That contracts for the acquisition of renewable energy resources shall provide for release of information to the department with appropriate provision for confidential treatment of any sensitive information, such as pursuant to section 641.155, RSMo; and

(VI) To grant or obtain for the department access to facility sites and records for the purpose of verifying statements made in the petition; and

E. A statement signed by a designated official of the electric utility or renewable energy generation facility attesting that "I have

personally examined the information submitted herein by [name of electric utility or renewable energy generation facility], I attest that this information is accurate and complete and that I am authorized to make this statement on behalf of [name of utility or facility].”

4. On completion of its review, the department shall certify the facility if all requirements herein have been met. The department may deny certifying the facility if those requirements are not met or for reasons stated in subparagraph (4)(C)4.A. The department may revoke certification as provided in subparagraph (4)(C)4.B.

A. The department may deny certification if the application is deficient or if the department finds—

(I) That the energy sources and technologies used to generate electricity are not eligible renewable energy resources as set forth in section (2) or additional renewable energy resources certified by the department pursuant to section (3); or

(II) That the facility has significant and unresolved violations of existing federal or state air, water, or land environmental regulations; or

(III) That the facility has not adhered to forestry or agricultural best management practices consequently resulting in undue adverse air, water, or land use impacts, and that agreement cannot be reached on actions that the utility or generation facility will undertake that are sufficient to offset or mitigate the adverse impacts.

B. Any of the following actions may result in revocation of certification as an eligible renewable energy generation facility:

(I) The electric utility's failure to file with the department a copy of its Annual RES Compliance Report to the commission;

(II) Falsification of or failure to disclose any required information in the application for certification;

(III) Failure to remain in substantial compliance with all federal and state laws, regulations, and rules for the protection of the environment;

(IV) A significant increase in adverse environmental impacts resulting from electric generation at the renewable energy generation facility;

(V) Failure to disclose information on a confidential basis that is essential for verifying the facility's compliance with requirements for certification as an eligible renewable generation facility;

(VI) Re-marketing or reselling of REC(s) after it has been sold to an electric utility; or

(VII) Failure to obtain and/or maintain all applicable environmental permits required by the department.

5. A renewable energy generation facility which is denied certification or whose certification is revoked by the department shall not be eligible for use to meet the Renewable Energy Standard requirements in section 393.1030, RSMo, until such time as the facility has been certified or recertified by the department.

6. The public may file a complaint asking the department to conduct a revocation review of a certified renewable energy generation facility. The complaint must list alleged violations by the facility, the facility's name, date of violations, types of violation(s), and the address of the facility.

(5) Renewable Energy Standard Compliance Account.

(A) The department shall establish a Renewable Energy Standard Compliance Account (compliance account) whose funds shall be disposed as set forth in this section.

(B) Funds remitted to the department as a result of utilities' failure to comply with the Renewable Energy Standard as provided in subsection 393.1030.2.(2), RSMo, shall be deposited into the compliance account and shall be used to purchase a sufficient number of renewable energy credits to offset the deficit in RECs. Funds deposited in the compliance account in excess of the funds required for the purchase of RECs to offset the deficit in RECs shall be used by the department solely for administration of renewable energy and energy efficiency projects.

(C) Beginning in 2012, the department shall prepare an annual report on the transfer and disposition of funds in the compliance account. The report shall include a listing of RECs purchased using

compliance account funds and the electric utilities on whose behalf the RECs were purchased using compliance account funds. The report shall be completed by June 30 and shall cover activities of the preceding calendar year. If any pertinent information is considered confidential, a version of the report disclosing the confidential information shall be submitted to the commission and a report without the confidential information shall be made available to the public.

AUTHORITY: section 393.1030, RSMo Supp. 2009. Original rule filed June 14, 2010.

PUBLIC COST: This proposed rule is estimated to cost state agencies or political subdivisions fifty-seven thousand four hundred ninety-nine dollars (\$57,499) in the aggregate.

PRIVATE COST: This proposed rule is estimated to cost private entities \$1,410,000 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Missouri Department of Natural Resources, Division of Energy, PO Box 176, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

FISCAL NOTE

PUBLIC COST

I. RULE NUMBER

Rule Number and Name:	10 CSR 140-8.010 -- Certification of Renewable Energy and Renewable Energy Standard Compliance Account
Type of Rulemaking:	New Rule

II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
Department of Natural Resources	\$57,499

III. Worksheet

Position – Planner II Annual Salary	\$46,248
Expense	\$11,251
Total Annual Cost	\$57,499

IV. Assumptions

This proposed rule, if adopted, will implement the requirements and procedures for certification of renewable energy resources in compliance with the Missouri Renewable Energy Standard (RES) which was enacted by Initiative Petition on November 4, 2008, and has been codified at Section 393.1030 RSMO. The Department of Natural Resources will receive and process applications for certification of authorized renewable energy generation facilities, review the applications and supporting information to verify that no undue adverse environmental impacts will result, administer a compliance fund, investigate and certify new eligible renewable energy resources, and receive annual reports filed by certified facilities. Existing Division of Energy staff will implement the provisions of the rule absent approval of requested additional FTE.

There will be no cost to any other public entity.

**FISCAL NOTE
PRIVATE COST****I. Department Title: 10
Division Title: 140
Chapter Title: 8**

Rule Number and Title:	10 CSR 140-8.010 --Certification of Renewable Energy and Renewable Energy Standard Compliance Account
Type of Rulemaking:	Proposed rule

II. SUMMARY OF FISCAL IMPACT

Estimate of the number of entities by class which would likely be affected by the adoption of the rule:	Classification by types of the business entities which would likely be affected:	Estimate in the aggregate as to the cost of compliance with the rule by the affected entities:																						
Regulated utilities -4	PSC-regulated Missouri electrical corporations (as defined in Section 386.020(15))	\$720,000																						
Renewable Energy Generation Facilities—Unknown (most have not yet been built) – 10. Includes individuals and entities.	<table><tr><th>NAICS</th><th>Description</th></tr><tr><td>111150</td><td>Corn farming</td></tr><tr><td>111930</td><td>Sugarcane farming</td></tr><tr><td>111199</td><td>Sorghum farming</td></tr><tr><td>115114</td><td>Other post harvest crop activities</td></tr><tr><td>221111</td><td>Hydroelectric Power Generation</td></tr><tr><td>221119</td><td>Other Electric Power Generation</td></tr><tr><td>321920</td><td>Pallets, wood or wood and metal combination manufacturing</td></tr><tr><td>325199</td><td>Other Basic Organic Chemical Production (Biofuels)</td></tr><tr><td>334413</td><td>Fuel cells, solid-state manufacturing</td></tr><tr><td>562213</td><td>Solid Waste Combustors and Incinerators</td></tr></table>	NAICS	Description	111150	Corn farming	111930	Sugarcane farming	111199	Sorghum farming	115114	Other post harvest crop activities	221111	Hydroelectric Power Generation	221119	Other Electric Power Generation	321920	Pallets, wood or wood and metal combination manufacturing	325199	Other Basic Organic Chemical Production (Biofuels)	334413	Fuel cells, solid-state manufacturing	562213	Solid Waste Combustors and Incinerators	\$690,000
NAICS	Description																							
111150	Corn farming																							
111930	Sugarcane farming																							
111199	Sorghum farming																							
115114	Other post harvest crop activities																							
221111	Hydroelectric Power Generation																							
221119	Other Electric Power Generation																							
321920	Pallets, wood or wood and metal combination manufacturing																							
325199	Other Basic Organic Chemical Production (Biofuels)																							
334413	Fuel cells, solid-state manufacturing																							
562213	Solid Waste Combustors and Incinerators																							

III. WORKSHEET

Calculation of estimate private entity cost based on Assumptions stated below:

Commercial Installation Facility Certificate Applications (no forester or other expert verification required)

\$3500 X 6 X 30 = \$630,000 (assume 2 electric corporations and 4 private entities)

\$3500 X 2 X 30 = \$210,000 total for electrical corporations

\$3500 X 4 X 30 = \$420,000 total for private entities

Commercial Installation Facility Certificate Applications (with forester or other expert verification required)

\$8500 X 3 X 30 = \$765,000 (assume 2 electric corporations and 1 private entity)

\$8500 X 2 X 30 = \$510,000 total for electrical corporations

\$8500 X 1 X 30 = \$255,000 total for private entities

Individual Installation Facility Certificate Applications:

\$100 x 5 per year X 30 years = \$15,000 for private individuals.

IV. ASSUMPTIONS

This proposed rule does not require action to be taken by any private entity; however, if an energy generation facility wants to be certified as a renewable energy generation facility pursuant to Proposition C's Renewable Energy Standard, or if a regulated electrical corporation chooses to file an application for certification of a renewable energy generation facility, that entity will incur some costs for gathering the necessary information and preparing the application provided for and described in this rule. Once the application is filed, no further action or expense for the private entity is required in the application process, unless DNR requests the applicant to provide additional information.

Once an application is processed, if it is approved, the only follow-up required is to provide a copy to DNR of the Annual RES Compliance Report that will be required to be filed annually with the Missouri Public Service Commission (PSC) pursuant to 4 CSR 20-100(7), currently under consideration in a PSC rulemaking.

The costs estimated herein would be incurred for internal personnel time to produce and transmit the application or payments to outside experts; no fees or payments would be made to the Department of Natural Resources in the application process.

For a major commercial facility, for which the verification of compliance from a Missouri professional forester or other expert is not required, the cost to prepare the application and supporting information and materials could be in a range from \$1000 to \$6000, with an average cost of approximately \$3500.

For a major commercial facility, for which the verification of compliance from a Missouri professional forester or other outside expert assistance in completing the

application is required, the cost could increase to a range of \$5000 to \$10000, with an average cost of approximately \$8500.

While DNR cannot predict whether any individuals will construct or install a renewable energy generation facility and request certification of that installation, it is possible that, for example, an individual who installed solar generation on private property might request certification. In such a situation, it is estimated that the cost to prepare and submit the application would be minimal—possibly less than \$100.

The number of facilities that may be in existence for which certification may be sought is unknown. However, DNR is aware of existing wind farms in Missouri and adjoining states, and there may be other types of facilities already in existence for which certification may be requested. Existing facilities have not been granted “grandfather” status.

The number of facilities that may be newly constructed for which certification may be sought is also unknown and difficult to predict. However, estimates are provided in the worksheet above.

The life of the rule is not set or limited by statute. It is estimated for purposes of these calculations to be approximately 30 years.

It is assumed that the majority of applications will be filed by regulated electrical corporations, as defined in Section 386.020(15).

**Title 12—DEPARTMENT OF REVENUE
Division 10—Director of Revenue
Chapter 2—Income Tax**

PROPOSED RULE

12 CSR 10-2.250 Reciprocal Agreements with Other States for Tax Refund Offsets

PURPOSE: This rule allows the department to enter into reciprocal agreements to offset income tax refunds for state debts and establishes the requirements for such agreements.

(1) In general, the department may enter into reciprocal agreements with other states to set off any income tax refund due any individual taxpayer of Missouri for debts of any other state that agrees to do the same for Missouri.

(2) Definition of Terms.

(A) Certified debt—A debt, as that term is defined in section 143.782(2), RSMo, certified by one (1) state to another state to be eligible for a refund offset under the laws of the state referring the debt.

(B) Debtor—See section 143.782(3), RSMo.

(C) Reciprocal agreement—An agreement between Missouri and another state for each state to offset tax refunds due to a taxpayer of the state against debts owed by the taxpayer to the other state.

(D) Refund—See section 143.782(5), RSMo.

(3) Basic Application.

(A) All reciprocal agreements will provide—

1. Each state will offset individual income tax refunds due taxpayers of the state for certified debts of the other state;

2. The state referring a debt (referring state) will certify that the debt is eligible for offset under the laws of the referring state;

3. The offsetting state will give notice of the offset to the taxpayer as required by the law of the offsetting state;

4. Each state will bear its own costs and neither state will charge the other state;

5. If a taxpayer is entitled to a return of any portion of a tax refund that has been offset, the referring state will return the amount due to the taxpayer;

6. Debts owed to the offsetting state will be offset before debts owed to the referring state;

7. Each state will comply with all applicable state and federal confidentiality laws, regulations, and policies, including section 32.057, RSMo;

8. Either party may immediately terminate the agreement if the other party breaches the confidentiality provisions of the agreement;

9. The method of exchange of information and the method of offsetting the tax refund;

10. Neither state will certify a debt of less than twenty-five dollars (\$25) for a tax refund offset; and

11. The offsetting state will provide notice to a non-obligated spouse of the non-obligated spouse's right to challenge the offset when a tax refund offsets against a joint or combined return. The notice will comply with the offsetting state's requirements for due process.

(B) A reciprocal agreement may contain any other terms that do not conflict with any required terms.

AUTHORITY: section 143.784.5, RSMo 2000. Original rule filed June 10, 2010.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Missouri Department of Revenue, Legal Services Division, PO Box 475, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—Division of Medical Services
Chapter 91—Personal Care Program**

PROPOSED RESCISSION

13 CSR 70-91.030 Personal Care Assistance. This rule revised an existing program, known as Personal Care Assistance, administered by the Division of Vocational Rehabilitation to permit Medicaid reimbursement for PCA services to persons who are Medicaid eligible and also meet PCA eligibility. This program was administered according to this rule and 5 CSR 90-7.010-5 CSR 90-7.320.

PURPOSE: This rule is being rescinded as the personal care assistance program transferred to the Department of Health and Senior Services, Division of Senior and Disability Services.

AUTHORITY: sections 208.153 and 208.201, RSMo 2000. Emergency rule filed Oct. 3, 1994, effective Nov. 1, 1994, expired Jan. 29, 1995. Original rule filed Oct. 28, 1994, effective June 30, 1995. Amended: Filed March 2, 1998, effective Sept. 30, 1998. Amended: Filed Jan. 15, 2004, effective Aug. 30, 2004. Rescinded: Filed June 10, 2010.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Department of Social Services, MO HealthNet Division, 615 Howerton Court, Jefferson City, MO 65109. To be considered, comments must be delivered by regular mail, express or overnight mail, in person, or by courier within thirty (30) days after publication of this notice in the Missouri Register. If to be hand-delivered, comments must be brought to the MO HealthNet Division at 615 Howerton Court, Jefferson City, Missouri. No public hearing is scheduled.

**Title 16—RETIREMENT SYSTEMS
Division 50—The County Employees' Retirement Fund
Chapter 2—Membership and Benefits**

PROPOSED AMENDMENT

16 CSR 50-2.010 Definitions. The board is amending subsections (1)(N) and (U) and adding a new subsection (1)(DD) and re-lettering the current (DD) and remaining subsections to follow.

PURPOSE: This amendment clarifies seasonal employees.

(1) When used in these regulations or in sections 50.1000 to 50.1300, RSMo, the words and phrases defined hereinafter shall

have the following meanings unless a different meaning is clearly required by the context of the plan:

(N) The entry date of a full-time employee is the hire date unless the employee opted out of the prior plan. The entry date of a part-time or seasonal employee shall be the first semiannual entry date (January 1 or July 1) after the part-time or seasonal employee satisfies the one thousand (1,000)-hour requirement during the calendar year;

(U) Part-time employee means an employee, **certified as a part-time employee by the county clerk on a form provided by the board or its designee, who works regularly in each of the twelve (12) months during a calendar year, and who is employed by an employer or an elected or appointed county official who is under the direct control and supervision of an employer or an elected or appointed county official and who is subject to continued employment, promotion, salary review, or termination by an employer or an elected or appointed county official and who is compensated directly from county funds and whose position is not anticipated to require the actual performance of duties during one thousand (1,000) hours or more per calendar year; provided that, a part-time employee shall be eligible only for benefits available to part-time employees subject to the terms and conditions of the plan and as determined in accordance with the plan;**

(DD) Seasonal employee means an employee, **certified as such by the county clerk on a form provided by the board or its designee, who works intermittently, but less than twelve (12) months, during a calendar year and who is employed by an employer or an elected or appointed county official who is under the direct control and supervision of an employer or an elected or appointed county official and who is subject to continued employment, promotion, salary review, or termination by an employer or an elected or appointed county official and who is compensated directly from county funds, whether or not the position is anticipated to require the actual performance of duties during one thousand (1,000) hours or more per calendar year; provided that, a seasonal employee shall be eligible only for benefits available to seasonal employees subject to the terms and conditions of the plan and as determined in accordance with the plan;**

((DD))((EE) Separation from service means the severance of a participant's employment with an employer for any reason, including retirement; provided that a participant shall not be deemed to have incurred a separation from service if the participant resumes employment with an employer within thirty (30) days after terminating employment with an employer;

((EE))((FF) Survivor annuitant means the individual other than a beneficiary eligible to receive an annuity following the death of a participant who is receiving an annuity;

((FF))((GG) Target replacement ratio means:

1. Eighty percent (80%), if a participant's average final compensation is thirty-six thousand dollars (\$36,000) or less;

2. Seventy-seven percent (77%), if a participant's average final compensation is forty-eight thousand dollars (\$48,000) or less, but greater than thirty-six thousand dollars (\$36,000); and

3. Seventy-two percent (72%), if a participant's average final compensation is greater than forty-eight thousand dollars (\$48,000);

((GG))((HH) Trust fund means the custodial account established to fund benefits under the plan; and

((HH))((II) Trustee means the entity, or individuals, or committee that is responsible for holding and managing the trust fund that is appointed by the board.

AUTHORITY: section 50.1032, RSMo 2000. Original rule filed Oct. 11, 1995, effective May 30, 1996. Amended: Filed July 16, 1998, effective Jan. 30, 1999. Rescinded and readopted: Filed Sept. 29, 2000, effective March 30, 2001. Amended: Filed Sept. 17, 2007, effective March 30, 2008. Amended: Filed Jan. 25, 2010, effective July 30, 2010. Amended: Filed June 4, 2010.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the County Employees' Retirement Fund, 2121 Schotthill Woods Drive, Jefferson City, MO 65101. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 16—RETIREMENT SYSTEMS

Division 50—The County Employees' Retirement Fund

Chapter 2—Membership and Benefits

PROPOSED AMENDMENT

16 CSR 50-2.020 Employee Contributions. The board is amending section (3).

PURPOSE: This amendment clarifies application to seasonal employees.

(3) Contributions Required from Part-Time or Seasonal Employees. Participants have two (2) options with regard to the prior service earned while they are still qualifying for entry into the plan. A participant must make his or her election to either forego or purchase this prior service as outlined in subsections (A) and (B) upon their entry into the plan at the first available entry date. Such participant may either—

AUTHORITY: section 50.1032, RSMo 2000. Original rule filed Oct. 11, 1995, effective May 30, 1996. For intervening history, please consult the Code of State Regulations. Amended: Filed June 4, 2010.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the County Employees' Retirement Fund, 2121 Schotthill Woods Drive, Jefferson City, MO 65101. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 16—RETIREMENT SYSTEMS

Division 50—The County Employees' Retirement Fund

Chapter 2—Membership and Benefits

PROPOSED AMENDMENT

16 CSR 50-2.030 Eligibility and Participation. The board is amending section (3).

PURPOSE: This amendment clarifies membership service for seasonal employees.

(3) Membership service for part-time and seasonal employees and service toward vesting in the plan for all participants will be calculated as follows:

AUTHORITY: section 50.1032, RSMo 2000. Original rule filed Oct. 11, 1995, effective May 30, 1996. For intervening history, please consult the Code of State Regulations. Amended: Filed June 4, 2010.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the County Employees' Retirement Fund, 2121 Schotthill Woods Drive, Jefferson City, MO 65101. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 16—RETIREMENT SYSTEMS
Division 50—The County Employees' Retirement Fund
Chapter 2—Membership and Benefits

PROPOSED AMENDMENT

16 CSR 50-2.050 Certifying Service and Compensation. The board is amending section (3).

PURPOSE: This amendment clarifies service.

(3) Any certification submitted without supporting documentation will be reviewed by the board. **Notwithstanding anything in the plan to the contrary, the board or its designee may determine that an employee had a separation from service due to cessation of services or otherwise based on payroll or other records.**

AUTHORITY: section 50.1032, RSMo 2000. Original rule filed Oct. 11, 1995, effective May 30, 1996. For intervening history, please consult the Code of State Regulations. Amended: Filed June 4, 2010.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the County Employees' Retirement Fund, 2121 Schotthill Woods Drive, Jefferson City, MO 65101. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 16—RETIREMENT SYSTEMS
Division 50—The County Employees' Retirement Fund
Chapter 2—Membership and Benefits

PROPOSED AMENDMENT

16 CSR 50-2.110 Rehires. The board is amending section (2).

PURPOSE: This amendment clarifies rejoining the plan for seasonal employees.

(2) Rejoining the Plan. Notwithstanding the provisions of section (1), a participant may work as a part-time **or seasonal** employee[,] and continue to receive benefit payments. Such service as a part-time **or**

seasonal employee shall not increase or change the participant's benefit, unless the participant has an entry date, and again becomes an active participant in the plan. In such case, a participant shall not receive creditable service for any period of employment preceding his or her entry date unless i) the participant purchases such service in accordance with section 16 CSR 50-3.010(3) or ii) such creditable service was used in calculating the participant's accrued benefit as of the date of his or her separation from service.

AUTHORITY: section 50.1032, RSMo 2000. Original rule filed Sept. 29, 2000, effective March 30, 2001. Amended: Filed Feb. 24, 2005, effective Aug. 30, 2005. Amended: Filed Dec. 26, 2007, effective June 30, 2008. Amended: Filed June 4, 2010.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the County Employees' Retirement Fund, 2121 Schotthill Woods Drive, Jefferson City, MO 65101. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 16—RETIREMENT SYSTEMS
Division 50—The County Employees' Retirement Fund
Chapter 3—Creditable Service

PROPOSED AMENDMENT

16 CSR 50-3.010 Creditable Service. The board is amending sections (1) and (4) and subsections (2)(D) and (F).

PURPOSE: This amendment clarifies the treatment of part-time and seasonal employees and the treatment of a stint in a uniformed service.

(1) General Rule. Creditable service means a participant's period of employment as an employee, including the participant's prior service, except as provided in section (2). In addition, absences for sickness and injury of less than twelve (12) months shall be counted as creditable service, and any periods of service in a uniformed service (as defined in section 414(u) of the Internal Revenue Code (Code))[,] shall be included in creditable service to the extent required by the Uniformed Services Employment and Reemployment Rights Act of 1994. A participant (other than a part-time **or seasonal** employee) shall receive credit for one-twelfth (1/12) of a year for each month in which the participant earns an hour of service. Elective or appointive county officials receive one (1) year of service for each year in office. A person may not earn more than one (1) year of creditable service in any plan year.

(2) Excluded Service. Unless the participant purchases such service in accordance with section (3), a participant's creditable service shall not include:

(D) If the participant is a part-time **or seasonal** employee, service prior to the participant's entry date, unless the participant purchases service (up to a maximum of one (1) year) pursuant to section (3) of this regulation;

(F) A participant's stint in a uniformed service (within the meaning of section 414(u) of the Code), if the participant was not a member of Local Government Employees' Retirement System (LAGERS) before such stint **or if the participant was a member of LAGERS**

and was hired or rehired by a county on or after February 25, 2002 before such stint.

(4) Part-Time and Seasonal Employees.

(A) **Part-Time and Seasonal Employees Working [More Than] One Thousand (1,000) Hours or More.** If a part-time or seasonal employee works *[more than]* one thousand (1,000) hours of service or more in a plan year, he or she will receive the lesser of one (1) full year (or twelve (12) months) *[of]* or the actual number of months worked as creditable service. For this purpose, a part-time or seasonal employee will be considered to have worked a month if the part-time or seasonal employee worked any portion of such month for an employer.

(B) **Part-Time and Seasonal Employees Working Less Than One Thousand (1,000) Hours.** If a part-time or seasonal employee works less than one thousand (1,000) hours of service in a plan year, his or her creditable service shall be calculated by dividing the total number of hours worked by ninety-one (91) to arrive at the number of months of creditable service. This number shall be rounded to the *[next]* nearest whole number of months. *[If a part-time employee started or terminated employment within the calendar year, he or she may not receive more months of creditable service than the actual number of months worked.]* Notwithstanding the foregoing, in no event shall a part-time or seasonal employee receive more months of creditable service than the actual number of months worked. For this purpose, a part-time or seasonal employee will be considered to have worked a month if the part-time or seasonal employee worked any portion of such month for an employer.

AUTHORITY: section 50.1032, RSMo 2000. Original rule filed Oct. 11, 1995, effective May 30, 1996. Rescinded and readopted: Filed Sept. 29, 2000, effective March 30, 2001. Amended: Filed Dec. 10, 2002, effective June 30, 2003. Amended: Filed Feb. 21, 2006, effective Sept. 30, 2006. Amended: Filed June 4, 2010.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the County Employees' Retirement Fund, 2121 Schotthill Woods Drive, Jefferson City, MO 65101. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order of rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted which has been changed from that contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

The agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments which are opposed in whole or in part to the proposed rule. The ninety (90)-day period during which an agency shall file its order of rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the proposed rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 12—Wildlife Code: Special Regulations for
Areas Owned by Other Entities**

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-12.125 Hunting and Trapping is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 3, 2010 (35 MoReg 681-682). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **September 1, 2010**.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 85—Division of Business and Community
Services
Chapter 7—Entrepreneurial Development Council**

ORDER OF RULEMAKING

By the authority vested in the Department of Economic Development under section 620.050, RSMo Supp. 2009, the department adopts a rule as follows:

4 CSR 85-7.010 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on March 1, 2010 (35 MoReg 449-451). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Department of Economic Development received fourteen (14) comments from four (4) individuals on this proposed rule.

COMMENT #1: Jerry D. Plunkett, president of Advanced Military Equipment, Inc., recommended that the proposed rules be scrapped and the process restarted. He believed they were outside the legislative purpose, and that they directed the council into an activity that was not recommended or discussed by its supporters or members of the general assembly.

RESPONSE: The department elected not to discard the proposed rule because it believed that it was consistent with section 620.050, RSMo, and that changes could be made to the final rule that would address Dr. Plunkett's concerns.

COMMENT #2: Dr. Plunkett objected to the proposed one hundred dollar (\$100)-initial registration fee as inadequate. He later submitted a second comment recommending that the fee should be set by the council itself after working through the factors necessary to set an appropriate fee. Richard LaBrash, president of DefBar, Inc., also made this recommendation. Ruth Ahlemeier, of OEM Logistics, LLC, recommended that the registration fee be determined by a functional matrix of occupation, employee size, and/or revenue, which could be calculated by an insurance company, and that underwriting guidelines, deductibles, policy limits, and registration fees can be set and offered at appropriate levels to registered entrepreneurs.

RESPONSE AND EXPLANATION OF CHANGES: The department agrees that a one hundred dollar (\$100)-registration fee is likely inadequate on an ongoing basis, but has proposed the initial fee simply as a start-up fee. The rule provides that on an ongoing basis, the council shall gather empirical data and evidence concerning council costs in the past, as well as anticipated costs in the future, and that the council may contract with third parties to perform any necessary functions. The department anticipates that the council will need to engage in extensive study to determine the appropriate fee structure for eventual adoption. Additional rulemaking may be needed at that time.

COMMENT #3: Dr. Plunkett expressed his concern that the rules did not adequately express the intent of the law to increase the protection for all types of intellectual property (IP) from both internal and foreign threats, not be simply an IP grant program. Richard LaBrash also made this recommendation.

RESPONSE AND EXPLANATION OF CHANGES: The department did not originally include rules on intellectual property protection because it was not one of the two (2) subjects on which section 620.050, RSMo, directed it to make rules. At the request of the commenters, a section on Intellectual Property Protection was added.

COMMENT #4: Dr. Plunkett requested that the rules allow the Intellectual Property Protection Fund be allowed to accept endowments and other contributions.

RESPONSE AND EXPLANATION OF CHANGES: The rule now provides that the fund be allowed to accept endowments and other contributions.

COMMENT #5: Richard LaBrash recommended that the ten thousand dollar (\$10,000)-limit on grants or loans to any one (1) entrepreneur be dropped.

RESPONSE AND EXPLANATION OF CHANGES: The limit on grants or loans to any one (1) entrepreneur has been dropped.

COMMENT #6: Richard LaBrash recommended that the council offer other services to entrepreneurs, such as the cataloguing of unused or underused intellectual property within the state.

RESPONSE AND EXPLANATION OF CHANGES: A provision allowing the council to assist in this endeavor has been added.

COMMENT #7: Richard LaBrash recommended that members be allowed to be reappointed.

RESPONSE AND EXPLANATION OF CHANGES: This provision was added.

COMMENT #8: Richard LaBrash recommended that members be allowed, with the prior written approval of the other members, to send designees to meetings.

RESPONSE AND EXPLANATION OF CHANGES: A provision allowing members to send persons designated by written appointment to meetings was added.

COMMENT #9: Richard LaBrash recommended that the council's fee schedule be different for members who desire intellectual property protection and members who want other assistance. Ruth Ahlmeier also recommended this, and that the fee structure be published annually. Richard LaBrash recommended that the registration fee for members who wish to have intellectual property protection be scaleable depending on the number of patents, copyrights, or trademarks to be protected.

RESPONSE AND EXPLANATION OF CHANGES: A provision allowing the council to establish a fee schedule for entrepreneurs that takes into account the services desired by the individual entrepreneur has been added. The department believes the council will be able to implement the commenters' other recommendations, if it wishes to do so, without explicit rules to that effect.

COMMENT #10: Richard LaBrash recommended that the council be composed of two (2) intellectual property attorneys and five (5) corporate officers. Ruth Ahlmeier recommended that the council be composed of two (2) intellectual property attorneys and five (5) entrepreneurs.

RESPONSE: The department did not add a provision to further restrict the membership of the council as recommended by the commenters. The department believes there is no foundation for such a requirement in section 620.050, RSMo, but that such recommendations may be made to the governor by interested parties when appointments are being considered.

COMMENT #11: Ruth Ahlmeier recommended that the Missouri Partnership could market the intellectual property protection as an economic draw for Missouri.

RESPONSE: The department did not believe any change to the rule was necessary to permit the Missouri Partnership to market the council and its functions to attract businesses to Missouri and therefore declined to add this to the rule.

COMMENT #12: Frank Plescia, Senior Policy Advisor with Bryan Cave, submitted comments on behalf of both the Biotechnology Industry Organization and Daniel and Henry Advisors. He recommended that the council would function most efficiently and cost-effectively if included under the auspices of the existing Missouri Technology Corporation (MTC).

RESPONSE: 1) There is no statutory authority to assign the council to MTC or to incorporate it into MTC. Therefore, the department decided not to make this change in the rule. 2) The department notes that such affiliation may be possible simply by agreement of the MTC, the department, and the council. As an example, the MTC has entered into a three (3)-party agreement with the department and the Life Sciences Research Board under which it is compensated to

administer the Life Sciences Research Trust Fund. A similar arrangement may be possible with the council.

COMMENT #13: Frank Plescia also stated that the rule should require that steps be taken to procure a third-party assessment of the defensibility of a patent threatened with infringement prior to the council expending funds to defend a patent, and that the only practical way that the council could assist an entrepreneur to defend his or her patent was by facilitating access to intellectual property insurance.

RESPONSE AND EXPLANATION OF CHANGES: Provisions allowing for third-party assessment of defensibility of intellectual property, as well as the potential for the council to assist entrepreneurs in finding appropriate intellectual property insurance, have been added.

4 CSR 85-7.010 Entrepreneurial Development Council

(2) The Council.

(A) The council shall consist of seven (7) members who are either licensed attorneys with specialization in intellectual property matters or representatives of businesses located within the state. Initially, the governor shall appoint one (1) member for a one (1)-year term beginning July 1, 2010, and ending June 30, 2011; two (2) members for a two (2)-year term beginning July 1, 2010, and ending June 30, 2012; two (2) members for a three (3)-year term beginning July 1, 2010, and ending June 30, 2013; and two (2) members for a four (4)-year term beginning July 1, 2010, and ending June 30, 2014. Thereafter, the governor shall appoint members for a four (4)-year term, except that all vacancies shall be filled for unexpired terms for the same periods as set by the original appointments. Members may be reappointed to the council.

(C) For all matters, motions, or questions pending before the council, the council must vote, and a quorum of council members must be present in order for a vote to occur. Four (4) voting members shall constitute a quorum. Members may appoint designees in writing who may attend meetings and vote on their behalf. In order to make a decision or act on any matter, motion, or question pending before the council, a simple majority of voting council members must vote in favor of the decision or action.

(3) Registration Fee.

(A) Every entrepreneur of this state who desires to avail himself or herself of the benefits provided by the council must register with the council and must pay an annual registration fee. The initial registration fee shall be one hundred dollars (\$100). On an ongoing basis, the council shall gather empirical data and evidence concerning council costs in the past, as well as anticipated costs in the future, and may annually set the registration fee in an amount it believes will be sufficient to cover such costs. The council may establish a fee schedule for entrepreneurs that takes into account the services desired by the individual entrepreneur.

(B) All fees, gifts, grants, endowments, or other contributions received by the council shall be deposited in the state treasury and shall be credited toward the fund. All administrative costs and expenses of the council shall be paid from the fund.

(4) Low-Interest Loans and Grants to Registered Entrepreneurs.

(A) For the purpose of providing financial aid for product development, manufacturing, and advertising of new products, the council may allocate grants and low-interest loans to registered entrepreneurs to provide financial assistance for product development, manufacturing, and advertising of new products. The determination of whether a registered entrepreneur needs assistance from the council and the fund for product development, manufacturing, and advertising of new products, and any resulting allocation the council makes to registered entrepreneurs in connection with product development, manufacturing, and advertising of new products, shall be at the council's sole discretion based upon 1) the entrepreneur's demonstrated

financial need; 2) the product's likely commercial success; and 3) the projected impact on the state economy.

(5) Intellectual Property Protection.

(A) The council may assist registered entrepreneurs in determining how best to protect their intellectual property, which may include facilitating the procurement of intellectual property insurance.

(B) Upon notification of an alleged infringement of intellectual property rights of an entrepreneur, the council shall evaluate such allegations of infringement and may, based upon need and defensibility of the claim, award grants or financial assistance to subsidize legal expenses necessary to remedy the alleged infringement.

(C) The council may provide other services to the entrepreneurs of this state by—

1. Acting as a liaison between entrepreneurs and the universities and research institutions of this state;
2. Assisting with the cataloguing of unused and underused intellectual property within the state;
3. Providing outreach, education, and other services to entrepreneurs;
4. Contracting with third parties, if necessary, to perform any of the council's functions as specified by section 620.050, RSMo, and this rule; and
5. Engaging in all other activities that may be necessary to fulfill the purposes of section 620.050, RSMo.

**Title 5—DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION**

**Division 50—Division of School Improvement
Chapter 350—State Programs**

ORDER OF RULEMAKING

By the authority vested in the State Board of Education under sections 160.950 and 161.092, RSMo Supp. 2009, the board adopts a rule as follows:

**5 CSR 50-350.050 Persistence to Graduation Program Grants
is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on March 1, 2010 (35 MoReg 452–453). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**

**Division 2010—Missouri State Board of Accountancy
Chapter 1—Organization and Description of Board**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.256, 326.259.4, 326.262, 326.268.1, and 326.319, RSMo Supp. 2009, the board amends a rule as follows:

20 CSR 2010-1.010 General Organization is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 584–585). No changes have been made to the text of the

proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**

**Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.256, 326.262, and 326.268, RSMo Supp. 2009, the board amends a rule as follows:

20 CSR 2010-2.005 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 585–586). Those sections with changes are reprinted below. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board made two (2) comments on the proposed amendment.

COMMENT #1: During a review of the proposed amendments the board noted a minor change that was not caught in the original amendment that renamed “a member” as “an individual.”

RESPONSE AND EXPLANATION OF CHANGE: The board has made the aforementioned changes to the newly renumbered section (8).

COMMENT #2: During a review of the proposed amendments the board noted that the annotation following the authority section of the rule was not deleted in the original amendment.

RESPONSE AND EXPLANATION OF CHANGE: The board deleted the annotation following the authority section of the rule.

20 CSR 2010-2.005 Definitions

(8) Professional services means any services including all services performed by an individual while holding himself or herself out as a CPA.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**

**Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.256.1(9), 326.283.1(1), and 326.286.3, RSMo Supp. 2009, the board amends a rule as follows:

20 CSR 2010-2.022 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 586–587). Those sections with changes are reprinted

below. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board made one (1) comment on the proposed amendment.

COMMENT #1: Upon review of the proposed amendment the board noted that “provisional” was not replaced with the phrase “practice privilege” in the new section (7).

RESPONSE AND EXPLANATION OF CHANGE: The board made the aforementioned change in the new section (7).

20 CSR 2010-2.022 Privilege to Practice

(7) The lack of a Missouri license, practice privilege or otherwise, shall not prevent the board from having disciplinary authority over any individual practicing public accounting in Missouri.

Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION Division 2010—Missouri State Board of Accountancy Chapter 2—General Rules

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262, 326.280.1, and 326.310, RSMo Supp. 2009, the board amends a rule as follows:

20 CSR 2010-2.041 Eligibility Requirements for the CPA Examination is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 587). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION Division 2010—Missouri State Board of Accountancy Chapter 2—General Rules

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262 and 326.289, RSMo Supp. 2009, the board amends a rule as follows:

20 CSR 2010-2.051 Registration of Certified Public Accounting Firms is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 587–588). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION Division 2010—Missouri State Board of Accountancy Chapter 2—General Rules

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262 and 326.280, RSMo Supp. 2009, the board amends a rule as follows:

20 CSR 2010-2.061 Requirements for an Initial License to Practice is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 588). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION Division 2010—Missouri State Board of Accountancy Chapter 2—General Rules

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under section 326.262, RSMo Supp. 2009, the board amends a rule as follows:

20 CSR 2010-2.065 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 588). Those sections with changes are reprinted below. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board made one (1) comment on the proposed amendment.

COMMENT: During a review of the proposed amendment the board noted that “and” had not been deleted at the end of subsection (1)(C) as initially requested.

RESPONSE AND EXPLANATION OF CHANGE: The board removed “and” from the end of subsection (1)(C).

20 CSR 2010-2.065 Requirements for Licensure through Reciprocity

(1) The board may issue a license to applicants who have a current certificate or license in another state or have a current foreign certificate or license that is acceptable to the board, and shall meet the following conditions:

(C) Has successfully completed a written examination in professional ethics acceptable to the board as prescribed in 20 CSR 2010-2.061(6);

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 324.001.11(2), 326.262, and 326.286, RSMo Supp. 2009, the board amends a rule as follows:

20 CSR 2010-2.070 Renewal of Licenses is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 588–589). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262 and 326.289, RSMo Supp. 2009, the board amends a rule as follows:

**20 CSR 2010-2.072 Renewal of a Certified Public Accounting
Firm Permit is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 589). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262, 326.286, 326.310, 326.316, and 324.038, RSMo Supp. 2009, the board amends a rule as follows:

**20 CSR 2010-2.075 Reinstatement of License to Practice
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 589–590). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed

amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262, 326.280, and 326.289, RSMo Supp. 2009, the board amends a rule as follows:

20 CSR 2010-2.095 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 590–591). Those sections with changes are reprinted below. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board made one (1) comment on the proposed amendment.

COMMENT: Upon review of the proposed amendments the board noted that “settlor” is correct and should not be changed to “settlor”.
RESPONSE AND EXPLANATION OF CHANGE: The board changed “settlor” back to “settler” in paragraphs (1)(A)5., (2)(A)5., and (3)(A)5.

20 CSR 2010-2.095 Ownership of CPA Firms

(1) Limited Liability Companies (L.L.C.).

(A) Ownership. Only the following may have a member’s interest in a L.L.C.:

1. A majority ownership shall consist of natural persons who hold a license as a certified public account (CPA) to practice public accounting issued by this state, another state or territory of the United States or the District of Columbia, or any state, country or province of another country, or holds a foreign designation recognized by the board to be substantially equivalent if the other state or country or province of another country grants reciprocity licensure to holders of CPA licenses issued by this state. A minority ownership shall consist of natural persons who are active individual participants in the firm or affiliated entities. All ownership shall comply with section 326.289, RSMo, and all other provisions of Chapter 326, RSMo, and the board’s rules;

2. Domestic or foreign general partnerships, including limited liability partnerships, in which all of the partners who have a majority of ownership hold an active license as a CPA to practice public accounting issued by this state, another state or territory of the United States, the District of Columbia, or any other country or state or province of another country, or holds a foreign designation recognized by the board to be substantially equivalent, if the other country or state or province of another country grants reciprocity licensure to holders of CPA licenses issued by this state. A minority ownership shall consist of natural persons who are active individual participants in the firm or affiliated entities;

3. Professional corporations holding a permit to practice public accounting issued by this state or foreign professional corporations authorized by law in this state to practice public accounting. All shareholders of either a domestic or foreign professional corporation shall own their shares in their own right and shall be the beneficial owners of the equity capital ascribed to them;

4. Limited liability companies (L.L.C.) holding a permit to practice public accounting issued by this state or foreign L.L.C. authorized by law in this state to practice public accounting, provided that all non-CPA members are active individual participants in the firm or affiliated entities. All members of either a domestic or foreign L.L.C. shall own their member's interest in their own right; and

5. Trusts, created pursuant to revocable trust agreements, of which the trustee is a natural person who holds a license as a CPA to practice public accounting issued by this state, another state or territory of the United States or District of Columbia, provided that the trustee is also the settler and beneficiary of the trust during his or her lifetime. If there are multiple trustees, a majority shall hold a license as a CPA to practice public accounting issued by this state, another state or territory of the United States or the District of Columbia. Any trustees who are not licensed CPAs shall be active individual participants in the firm.

(2) Professional Corporations.

(A) Ownership. A professional corporation may issue shares only to the following:

1. Natural persons who hold a current license as a CPA to practice public accounting issued by this state, another state or territory of the United States or the District of Columbia, or any other country or state or province of another country, or holds a foreign designation recognized by the board to be substantially equivalent, if the other country or state or province of another country grants reciprocity licensure to holders of a CPA license issued by this state. All ownership shall comply with section 326.289, RSMo, and all other provisions of Chapter 326, RSMo, and the board's rules;

2. Domestic or foreign general partnerships, including limited liability partnerships, in which all of the partners hold a current license as a CPA to practice public accounting issued by this state, another state, or territory of the United States, the District of Columbia, or any other country or state or province of another country, or holds a foreign designation recognized by the board to be substantially equivalent, if the other country or state or province of another country grants reciprocity licensure to holders of CPA licenses issued by this state;

3. Professional corporations holding a permit to practice issued by this state or foreign professional corporations authorized by law in this state to practice public accounting. Shareholders at all times shall own their own shares in their own right and shall be the beneficial owners of the equity capital ascribed to them;

4. Limited liability companies (L.L.C.) holding a permit to practice public accounting issued by this state or foreign L.L.C. authorized by law in this state to practice public accounting. All members of either a domestic or foreign L.L.C. shall own their member's interest in their own right; and

5. Trusts, created pursuant to revocable trust agreements, of which the trustee is a natural person who holds a current license as a CPA to practice public accounting issued by this state, another state or territory of the United States or District of Columbia, provided that the trustee is also the settler and beneficiary of the trust during his or her lifetime. If there are multiple trustees, each shall hold a license to practice public accounting issued by this state, another state or territory of the United States or the District of Columbia.

(3) Partnerships and Limited Liability Partnerships (L.L.P.).

(A) Ownership. A partnership or L.L.P. may issue ownership interest only to the following:

1. A majority ownership shall consist of natural persons who hold a license as a CPA to practice public accounting issued by this state, another state or territory of the United States or the District of Columbia, or any state, country, or province of another country, or holds a foreign designation recognized by the board to be substantially equivalent, if the other country or state or province of another country grants reciprocity licensure to holders of CPA licenses by this state. A minority ownership shall consist of natural persons who are active individual participants in the firm or affiliated entities. All

ownership shall comply with section 326.289, RSMo, and all other provisions of Chapter 326, RSMo, and the board's rules;

2. Domestic or foreign general partnerships, including limited liability partnerships, in which all the partners who have a majority ownership hold an active license as a CPA to practice public accounting issued by this state, another state or territory of the United States, the District of Columbia, or any other country or state or province of another country, or holds a foreign designation recognized by the board to be substantially equivalent, if the other country or state or province of another country grants reciprocity licensure to holders of CPA licenses issued by this state. A minority ownership shall consist of natural persons who are active individual participants in the firm or affiliated entities;

3. Professional corporations holding a permit to practice issued by this state or foreign professional corporations authorized by law in this state to practice public accounting. Shareholders of either a domestic or foreign professional corporation shall own their own shares in their own right and shall be the beneficial owners of the equity capital ascribed to them;

4. Limited liability companies (L.L.C.) holding a permit to practice public accounting issued by this state or foreign L.L.C. authorized by law in this state to practice public accounting, provided that all non-CPA members are active individual participants in the firm or affiliated entities. All members of either a domestic or foreign L.L.C. shall own their member's interest in their own right; and

5. Trusts, created pursuant to revocable trust agreements, of which the trustee is a natural person who holds a license as a CPA to practice public accounting issued by this state, another state or territory of the United States or District of Columbia, provided that the trustee is also the settler and beneficiary of the trust during his or her lifetime. If there are multiple trustees, a majority shall hold a license as a CPA to practice accounting issued by this state, another state or territory of the United States or the District of Columbia. Any trustees who are not licensed CPAs shall be active individual participants in the firm.

Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

Division 2010—Missouri State Board of Accountancy Chapter 2—General Rules

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262, 326.268, and 326.286, RSMo Supp. 2009, the board amends a rule as follows:

20 CSR 2010-2.130 Applications for Examination is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 591). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

Division 2010—Missouri State Board of Accountancy Chapter 2—General Rules

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262, 326.268, 326.280, and 326.286, RSMo Supp. 2009, the board amends a rule as follows:

20 CSR 2010-2.150 Examination Procedures is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 591–592). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**

**Division 2010—Missouri State Board of Accountancy
Chapter 3—Professional Ethics—Rules of Conduct**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under section 326.271, RSMo Supp. 2009, the board amends a rule as follows:

20 CSR 2010-3.010 General Purpose of Ethics Rules is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 592). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**

**Division 2010—Missouri State Board of Accountancy
Chapter 3—Professional Ethics—Rules of Conduct**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.271, 326.280, and 326.289, RSMo Supp. 2009, the board amends a rule as follows:

**20 CSR 2010-3.060 Other Responsibilities and Practices
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 592–593). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**

**Division 2010—Missouri State Board of Accountancy
Chapter 4—Continuing Education Requirements**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under section 326.271, RSMo Supp. 2009, the board amends a rule as follows:

20 CSR 2010-4.010 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 593–595). Those sections with changes are reprinted below. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board made two (2) comments on the proposed amendment.

COMMENT #1: Upon review of the proposed amendment, the board noted “or” was not added at the end of subsection (1)(B).

RESPONSE AND EXPLANATION OF CHANGE: The board added “or” at the end of subsection (1)(B).

COMMENT #2: Upon review of the proposed amendment, the board noted “and” at the end of subsection (1)(E) should be deleted.

RESPONSE AND EXPLANATION OF CHANGE: The board removed “and” at the end of subsection (1)(E).

20 CSR 2010-4.010 Effective Dates and Basic Requirements

(1) The following requirements of continuing professional education apply to the renewal of licenses pursuant to section 326.286, RSMo:

(B) An applicant seeking reinstatement of their license, and who has not been practicing public accounting, shall submit evidence to the board that he or she has completed forty (40) hours of continuing professional education (CPE) during the twelve (12) months previous to making application for reinstatement of the license; or

(E) Nonresident applicants for renewal shall demonstrate compliance with the CPE renewal requirements of the state in which the licensee’s principal office is located by attesting on an application provided by the board;

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**

**Division 2010—Missouri State Board of Accountancy
Chapter 4—Continuing Education Requirements**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.271 and 326.310, RSMo Supp. 2009, the board amends a rule as follows:

**20 CSR 2010-4.031 Continuing Professional Education (CPE)
Documentation is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 596). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**

**Division 2010—Missouri State Board of Accountancy
Chapter 4—Continuing Education Requirements**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262 and 326.286.6, RSMo Supp. 2009, the board adopts a rule as follows:

20 CSR 2010-4.035 Inactive Licenses is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on April 1, 2010 (35 MoReg 596). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**

**Division 2010—Missouri State Board of Accountancy
Chapter 4—Continuing Education Requirements**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under section 326.271, RSMo Supp. 2009, the board amends a rule as follows:

**20 CSR 2010-4.041 Continuing Professional Education (CPE)
Exceptions and Waivers is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 596–597). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**

**Division 2010—Missouri State Board of Accountancy
Chapter 5—Peer Review**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.271 and 326.289.9, RSMo Supp. 2009, the board amends a rule as follows:

20 CSR 2010-5.070 Peer Review Standards is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 597). No changes have been made to the text of the pro-

posed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**

**Division 2010—Missouri State Board of Accountancy
Chapter 5—Peer Review**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.271 and 326.289.9, RSMo Supp. 2009, the board amends a rule as follows:

**20 CSR 2010-5.080 Firms Subject to Peer Review Requirements
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 597–598). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**

**Division 2010—Missouri State Board of Accountancy
Chapter 5—Peer Review**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.271 and 326.289.9, RSMo Supp. 2009, the board amends a rule as follows:

**20 CSR 2010-5.090 Peer Review Requirements for Renewal of a
Firm Permit is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 598). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**

**Division 2010—Missouri State Board of Accountancy
Chapter 5—Peer Review**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.271 and 326.289.9, RSMo Supp. 2009, the board amends a rule as follows:

20 CSR 2010-5.100 Administration is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 598–599). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**

**Division 2010—Missouri State Board of Accountancy
Chapter 5—Peer Review**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.265, 326.271, and 326.289.9, RSMo Supp. 2009, the board amends a rule as follows:

20 CSR 2010-5.110 Oversight is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 599). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 22—MISSOURI CONSOLIDATED HEALTH
CARE PLAN**

**Division 10—Health Care Plan
Chapter 2—State Membership**

ORDER OF RULEMAKING

By the authority vested in the Missouri Consolidated Health Care Plan under section 103.059, RSMo 2000, the director amends a rule as follows:

22 CSR 10-2.075 Review and Appeals Procedure is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 599–600). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 22—MISSOURI CONSOLIDATED HEALTH
CARE PLAN**

**Division 10—Health Care Plan
Chapter 3—Public Entity Membership**

ORDER OF RULEMAKING

By the authority vested in the Missouri Consolidated Health Care Plan under section 103.059, RSMo 2000, the director amends a rule as follows:

22 CSR 10-3.075 Review and Appeals Procedure is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 1, 2010 (35 MoReg 600–602). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

This section may contain notice of hearings, correction notices, public information notices, rule action notices, statements of actual costs, and other items required to be published in the *Missouri Register* by law.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and
Transportation Commission
Chapter 25—Motor Carrier Operations**

IN ADDITION

7 CSR 10-25.010 Skill Performance Evaluation Certificates for Commercial Drivers

PUBLIC NOTICE

Public Notice and Request for Comments on Applications for Issuance of Skill Performance Evaluation Certificates to Intrastate Commercial Drivers with Diabetes Mellitus or Impaired Vision

SUMMARY: This notice publishes MoDOT's receipt of applications for the issuance of Skill Performance Evaluation (SPE) Certificates, from individuals who do not meet the physical qualification requirements in the Federal Motor Carrier Safety Regulations for drivers of commercial motor vehicles in Missouri intrastate commerce, because of impaired vision or an established medical history or clinical diagnosis of diabetes mellitus currently requiring insulin for control. If granted, the SPE Certificates will authorize these individuals to qualify as drivers of commercial motor vehicles (CMVs), in intrastate commerce only, without meeting the vision standard prescribed in 49 CFR 391.41(b)(10), if applicable, or the diabetes standard prescribed in 49 CFR 391.41(b)(3).

DATES: Comments must be received at the address stated below, on or before August 3, 2010.

ADDRESSES: You may submit comments concerning an applicant, identified by the Application Number stated below, by any of the following methods:

- **Email:** Kathy.Hatfield@modot.mo.gov
- **Mail:** PO Box 893, Jefferson City, MO 65102-0893
- **Hand Delivery:** 1320 Creek Trail Drive, Jefferson City, MO 65109
- **Instructions:** All comments submitted must include the agency name and Application Number for this public notice. For detailed instructions on submitting comments, see the Public Participation heading of the Supplementary Information section of this notice. All comments received will be open and available for public inspection and MoDOT may publish those comments by any available means.

**COMMENTS RECEIVED
BECOME MoDOT PUBLIC RECORD**

- By submitting any comments to MoDOT, the person authorizes MoDOT to publish those comments by any available means.
- **Docket:** For access to the department's file, to read background documents or comments received, 1320 Creek Trail Drive, Jefferson City, MO 65109, between 7:30 a.m. and 4:00 p.m., CT, Monday through Friday, except state holidays.

FOR FURTHER INFORMATION CONTACT: Ms. Kathy Hatfield, Motor Carrier Specialist, (573) 522-9001, MoDOT Motor Carrier Services Division, PO Box 893, Jefferson City, MO 65102-0893. Office hours are from 7:30 a.m. to 4:00 p.m., CT, Monday through Friday, except state holidays.

SUPPLEMENTARY INFORMATION:

Public Participation

If you want us to notify you that we received your comments, please include a self-addressed, stamped envelope or postcard.

Background

The individuals listed in this notice have recently filed applications requesting MoDOT to issue SPE Certificates to exempt them from the physical qualification requirements relating to vision in 49 CFR 391.41(b)(10), or to diabetes in 49 CFR 391.41(b)(3), which otherwise apply to drivers of CMVs in Missouri intrastate commerce.

Under section 622.555, RSMo Supp. 2009, MoDOT may issue a Skill Performance Evaluation Certificate, for not more than a two (2)-year period, if it finds that the applicant has the ability, while operating CMVs, to maintain a level of safety that is equivalent to or greater than the driver qualification standards of 49 CFR 391.41. Upon application, MoDOT may renew an exemption upon expiration.

Accordingly, the agency will evaluate the qualifications of each applicant to determine whether issuing a SPE Certificate will comply with the statutory requirements and will achieve the required level of safety. If granted, the SPE Certificate is only applicable to intrastate transportation wholly within Missouri.

Qualifications of Applicants

Application #MP100525059

Applicant's Name & Age: Johnny Lynn Meese, 55

Relevant Physical Condition: Mr. Meese's uncorrected visual acuity in his left eye is 20/25 Snellen, and he has no light perception in his right eye. This was caused from an accident that occurred over forty (40) years ago.

Relevant Driving Experience: Mr. Meese is currently unemployed but has driven grain and farm trucks for over thirty (30) years. Drives personal vehicle(s) daily.

Doctor's Opinion & Date: Following an examination in March 2010, his ophthalmologist certified, "In my medical opinion, Mr. Meese's visual deficiency is stable, he has sufficient vision to perform the driving tasks required to operate a commercial motor vehicle, and the applicant's condition will not adversely affect his ability to operate a commercial motor vehicle safely."

Traffic Accidents and Violations: No accidents or violations within the past three (3) years.

Application #MP090217005

Applicant's Name & Age: William Randall Crist, 44

Relevant Physical Condition: Mr. Crist's corrected visual acuity in his left eye is 20/20 Snellen and 20/200 in his right eye. This visual impairment has been since childhood.

Relevant Driving Experience: Mr. Crist is currently employed with a city government agency and has driven boom trucks for approximately four (4) years. Drives personal vehicle(s) daily.

Doctor's Opinion & Date: Following an examination in May 2010, his ophthalmologist certified, "In my medical opinion, Mr. Crist's

visual deficiency is stable, he has sufficient vision to perform the driving tasks required to operate a commercial motor vehicle, and the applicant's condition will not adversely affect his ability to operate a commercial motor vehicle safely."

Traffic Accidents and Violations: No accidents or violations within the past three (3) years.

Request for Comments

The Missouri Department of Transportation, Motor Carrier Services Division, pursuant to section 622.555, RSMo, and rule 7 CSR 10-25.010, requests public comment from all interested persons on the applications for issuance of Skill Performance Evaluation Certificates described in this notice. We will consider all comments received before the close of business on the closing date indicated earlier in this notice.

Issued on: June 1, 2010

Jan Skouby, Motor Carrier Services Director, Missouri Department of Transportation.

**STATUTORY LIST OF CONTRACTORS
BARRED FROM PUBLIC WORKS PROJECTS**

The following is a list of contractor(s) who have been prosecuted and convicted of violating the Missouri Prevailing Wage Law and whose Notice of Conviction has been filed with the Secretary of State pursuant to section 290.330, RSMo. Under this statute, no public body is permitted to award a contract, directly or indirectly, for public works 1) to Michael B. Robin, 2) to any other contractor or subcontractor that is owned, operated, or controlled by Mr. Robin, including Plumbco, Inc., or 3) to any other simulation of Mr. Robin or of Plumbco, Inc., for a period of one (1) year, or until December 17, 2010.

Name of Contractor	Name of Officers	Address	Date of Conviction	Debarment Period
Michael B. Robin DBA Plumbco, Inc. Case No. 09AO-CR01174		7534 Heron Drive Neosho, MO 64804	12/17/09	12/17/2009-12/17/2010

The Secretary of State is required by sections 347.141 and 359.481, RSMo 2000, to publish dissolutions of limited liability companies and limited partnerships. The content requirements for the one-time publishing of these notices are prescribed by statute. This listing is published pursuant to these statutes. We request that documents submitted for publication in this section be submitted in camera ready 8 1/2" x 11" manuscript by email to dissolutions@sos.mo.gov.

NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND CLAIMANTS AGAINST ADVANCED HEALTHCARE SURGICAL CENTER, LLC

On May 20, 2010, Advanced Healthcare Surgical Center, LLC, a limited liability company of the State of Missouri, filed its Notice of Winding Up with the Missouri Secretary of State. Dissolution was effective on the filing date. All persons and organizations with claims against said corporation must submit in writing to L. Dwayne Hackworth, Hackworth, & Ferguson, L.L.C., 1401 North Main, Suite 200, Piedmont, Missouri, 63957, a summary of the claim, including: 1) claimant's name, address and telephone number; 2) amount of claim; 3) date(s) claim arose (or will arise); 4) brief description of the nature of the debt or the basis for the claim and the collateral used as security, if any; and 5) documentation in support of claim.

Notice: Any and all claims against Advanced Healthcare Surgical Center, LLC, will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

Rule Changes Since Update to Code of State Regulations

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*, citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year—30 (2005) and 31 (2006). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RAN indicates a rule action notice, RUC indicates a rule under consideration, and F indicates future effective date.

Rule Number	Agency	Emergency	Proposed	Order	In Addition
1 CSR 10	OFFICE OF ADMINISTRATION State Officials' Salary Compensation Schedule				30 MoReg 2435
	DEPARTMENT OF AGRICULTURE				
2 CSR 70-11.060	Plant Industries	35 MoReg 721	35 MoReg 756		
2 CSR 80-3.070	State Milk Board		35 MoReg 855		
	DEPARTMENT OF CONSERVATION				
3 CSR 10-7.410	Conservation Commission		35 MoReg 857		
3 CSR 10-7.417	Conservation Commission		35 MoReg 639R	35 MoReg 983R	
3 CSR 10-7.431	Conservation Commission		35 MoReg 857		
3 CSR 10-7.432	Conservation Commission		N.A.	35 MoReg 882	
3 CSR 10-7.433	Conservation Commission		N.A.	35 MoReg 882	
3 CSR 10-7.435	Conservation Commission		N.A.	35 MoReg 882	
3 CSR 10-7.437	Conservation Commission		N.A.	35 MoReg 883	
3 CSR 10-7.455	Conservation Commission				35 MoReg 316
3 CSR 10-8.505	Conservation Commission		35 MoReg 639	35 MoReg 983	
3 CSR 10-8.515	Conservation Commission		35 MoReg 639	35 MoReg 983	
3 CSR 10-9.353	Conservation Commission		35 MoReg 640	35 MoReg 983	
3 CSR 10-10.722	Conservation Commission		35 MoReg 640	35 MoReg 984	
3 CSR 10-10.724	Conservation Commission		35 MoReg 641	35 MoReg 984	
3 CSR 10-10.726	Conservation Commission		35 MoReg 641	35 MoReg 984	
3 CSR 10-10.743	Conservation Commission		35 MoReg 641	35 MoReg 984	
3 CSR 10-12.109	Conservation Commission		35 MoReg 642	35 MoReg 984	
3 CSR 10-12.110	Conservation Commission		35 MoReg 642	35 MoReg 984	
3 CSR 10-12.115	Conservation Commission		35 MoReg 642	35 MoReg 985	
3 CSR 10-12.125	Conservation Commission		35 MoReg 681	This Issue	
3 CSR 10-12.130	Conservation Commission		35 MoReg 643	35 MoReg 985	
3 CSR 10-12.135	Conservation Commission		35 MoReg 643	35 MoReg 985	
3 CSR 10-12.140	Conservation Commission		35 MoReg 644	35 MoReg 985	
3 CSR 10-12.145	Conservation Commission		35 MoReg 644	35 MoReg 985	
	DEPARTMENT OF ECONOMIC DEVELOPMENT				
4 CSR 85-7.010	Division of Business and Community Services		35 MoReg 449	This Issue	
4 CSR 170-1.010	Missouri Housing Development Commission		35 MoReg 527R	35 MoReg 985R	
4 CSR 170-1.100	Missouri Housing Development Commission		35 MoReg 527	35 MoReg 986	
4 CSR 170-1.200	Missouri Housing Development Commission		35 MoReg 528	35 MoReg 986	
4 CSR 170-2.010	Missouri Housing Development Commission		35 MoReg 963R		
4 CSR 170-2.100	Missouri Housing Development Commission		35 MoReg 963		
4 CSR 170-3.010	Missouri Housing Development Commission		35 MoReg 964R		
4 CSR 170-3.100	Missouri Housing Development Commission		35 MoReg 964		
4 CSR 170-3.200	Missouri Housing Development Commission		35 MoReg 964		
4 CSR 170-4.010	Missouri Housing Development Commission		35 MoReg 965R		
4 CSR 170-4.100	Missouri Housing Development Commission		35 MoReg 965		
4 CSR 170-4.200	Missouri Housing Development Commission		35 MoReg 966		
4 CSR 170-4.300	Missouri Housing Development Commission		35 MoReg 966		
4 CSR 170-5.010	Missouri Housing Development Commission		35 MoReg 967R		
4 CSR 170-5.020	Missouri Housing Development Commission		35 MoReg 968R		
4 CSR 170-5.030	Missouri Housing Development Commission		35 MoReg 968R		
4 CSR 170-5.040	Missouri Housing Development Commission		35 MoReg 968R		
4 CSR 170-5.050	Missouri Housing Development Commission		35 MoReg 969R		
4 CSR 170-5.100	Missouri Housing Development Commission		35 MoReg 969		
4 CSR 170-5.200	Missouri Housing Development Commission		35 MoReg 970		
4 CSR 170-5.300	Missouri Housing Development Commission		35 MoReg 971		
4 CSR 170-5.400	Missouri Housing Development Commission		35 MoReg 971		
4 CSR 170-5.500	Missouri Housing Development Commission		35 MoReg 973		
4 CSR 170-6.010	Missouri Housing Development Commission		35 MoReg 973R		
4 CSR 170-6.100	Missouri Housing Development Commission		35 MoReg 974		
4 CSR 170-6.200	Missouri Housing Development Commission		35 MoReg 975		
4 CSR 170-8.010	Missouri Housing Development Commission		35 MoReg 529	35 MoReg 986	
4 CSR 170-8.020	Missouri Housing Development Commission		35 MoReg 530	35 MoReg 986	
4 CSR 170-8.030	Missouri Housing Development Commission		35 MoReg 531	35 MoReg 986	
4 CSR 170-8.040	Missouri Housing Development Commission		35 MoReg 531	35 MoReg 986	
4 CSR 170-8.050	Missouri Housing Development Commission		35 MoReg 532	35 MoReg 987	
4 CSR 170-8.060	Missouri Housing Development Commission		35 MoReg 532	35 MoReg 987	
4 CSR 170-8.070	Missouri Housing Development Commission		35 MoReg 533	35 MoReg 987	
4 CSR 170-8.080	Missouri Housing Development Commission		35 MoReg 534	35 MoReg 987	
4 CSR 170-8.090	Missouri Housing Development Commission		35 MoReg 534	35 MoReg 987	

Rule Number	Agency	Emergency	Proposed	Order	In Addition
4 CSR 170-8.100	Missouri Housing Development Commission		35 MoReg 535	35 MoReg 987	
4 CSR 170-8.110	Missouri Housing Development Commission		35 MoReg 535	35 MoReg 988	
4 CSR 170-8.120	Missouri Housing Development Commission		35 MoReg 535	35 MoReg 988	
4 CSR 170-8.130	Missouri Housing Development Commission		35 MoReg 536	35 MoReg 988	
4 CSR 170-8.140	Missouri Housing Development Commission		35 MoReg 536	35 MoReg 988	
4 CSR 170-8.150	Missouri Housing Development Commission		35 MoReg 538	35 MoReg 988	
4 CSR 170-8.160	Missouri Housing Development Commission		35 MoReg 538	35 MoReg 988	
4 CSR 240-2.070	Public Service Commission		35 MoReg 682		
4 CSR 240-3.156	Public Service Commission		35 MoReg 365		
4 CSR 240-3.190	Public Service Commission		35 MoReg 207	35 MoReg 989	
4 CSR 240-3.545	Public Service Commission		35 MoReg 209	35 MoReg 936	
4 CSR 240-4.020	Public Service Commission		34 MoReg 2590R 34 MoReg 2590	35 MoReg 883R 35 MoReg 883	
4 CSR 240-20.100	Public Service Commission		35 MoReg 365		
4 CSR 240-33.160	Public Service Commission		35 MoReg 210	35 MoReg 938	
DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION					
5 CSR 50-270.010	Division of School Improvement		35 MoReg 210 This Issue		
5 CSR 50-321.010	Division of School Improvement		35 MoReg 857R		
5 CSR 50-350.050	Division of School Improvement		35 MoReg 452	This Issue	
5 CSR 60-100.020	Division of Career Education		35 MoReg 214	35 MoReg 938	35 MoReg 59
5 CSR 70-742.140	Special Education		N.A.	35 MoReg 939	
5 CSR 70-742.141	Special Education		N.A.	35 MoReg 939	
5 CSR 80-800.200	Teacher Quality and Urban Education		35 MoReg 454		
5 CSR 80-800.220	Teacher Quality and Urban Education		35 MoReg 454		
5 CSR 80-800.260	Teacher Quality and Urban Education		35 MoReg 455		
5 CSR 80-800.270	Teacher Quality and Urban Education		35 MoReg 455		
5 CSR 80-800.280	Teacher Quality and Urban Education		35 MoReg 456		
5 CSR 80-800.290	Teacher Quality and Urban Education		35 MoReg 456		
5 CSR 80-800.350	Teacher Quality and Urban Education		35 MoReg 457		
5 CSR 80-800.360	Teacher Quality and Urban Education		35 MoReg 458		
5 CSR 80-800.380	Teacher Quality and Urban Education		35 MoReg 459		
DEPARTMENT OF HIGHER EDUCATION					
6 CSR 250-11.041	University of Missouri	35 MoReg 161	34 MoReg 2592 35 MoReg 757		
6 CSR 250-11.042	University of Missouri		34 MoReg 2594 35 MoReg 762		
DEPARTMENT OF TRANSPORTATION					
7 CSR 10-1.010	Missouri Highways and Transportation Commission		35 MoReg 539		
7 CSR 10-25.010	Missouri Highways and Transportation Commission				35 MoReg 830 35 MoReg 898 This Issue
7 CSR 60-2.010	Highway Safety Division	35 MoReg 722	35 MoReg 764		
7 CSR 60-2.030	Highway Safety Division	35 MoReg 724	35 MoReg 765		
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS					
8 CSR 60-4.040	Missouri Commission on Human Rights		35 MoReg 765		
8 CSR 60-4.045	Missouri Commission on Human Rights		35 MoReg 765		
DEPARTMENT OF MENTAL HEALTH					
9 CSR 10-7.090	Director, Department of Mental Health		35 MoReg 645		
9 CSR 30-4.034	Certification Standards		35 MoReg 935		
9 CSR 30-4.035	Certification Standards		35 MoReg 646		
9 CSR 30-4.042	Certification Standards		35 MoReg 646		
9 CSR 30-4.045	Certification Standards	This Issue	This Issue		
DEPARTMENT OF NATURAL RESOURCES					
10 CSR 10-2.070	Air Conservation Commission		35 MoReg 766R		
10 CSR 10-3.090	Air Conservation Commission		35 MoReg 766R		
10 CSR 10-4.070	Air Conservation Commission		35 MoReg 767R		
10 CSR 10-5.160	Air Conservation Commission		35 MoReg 767R		
10 CSR 10-6.020	Air Conservation Commission		35 MoReg 858		
10 CSR 10-6.050	Air Conservation Commission		34 MoReg 2594	35 MoReg 896	
10 CSR 10-6.065	Air Conservation Commission				35 MoReg 942
10 CSR 10-6.110	Air Conservation Commission		35 MoReg 461		
10 CSR 10-6.165	Air Conservation Commission		35 MoReg 768		
10 CSR 23-1	Division of Geology and Land Survey				35 MoReg 992
10 CSR 23-2	Division of Geology and Land Survey				35 MoReg 992
10 CSR 23-3	Division of Geology and Land Survey				35 MoReg 992
10 CSR 23-4	Division of Geology and Land Survey				35 MoReg 992
10 CSR 23-5	Division of Geology and Land Survey				35 MoReg 992
10 CSR 23-6	Division of Geology and Land Survey				35 MoReg 992
10 CSR 60-4.025	Safe Drinking Water Commission		35 MoReg 769		
10 CSR 60-5.010	Safe Drinking Water Commission		35 MoReg 778		
10 CSR 60-7.010	Safe Drinking Water Commission		35 MoReg 778		
10 CSR 60-8.010	Safe Drinking Water Commission		35 MoReg 781		
10 CSR 60-8.030	Safe Drinking Water Commission		35 MoReg 785		
10 CSR 60-9.010	Safe Drinking Water Commission		35 MoReg 793		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
10 CSR 70-4.010	Soil and Water Districts Commission		35 MoReg 214R 35 MoReg 214		
10 CSR 70-5.010	Soil and Water Districts Commission	34 MoReg 1779	35 MoReg 216R 35 MoReg 216		
10 CSR 70-5.040	Soil and Water Districts Commission	34 MoReg 1783	35 MoReg 217R 35 MoReg 217		
10 CSR 70-5.050	Soil and Water Districts Commission	34 MoReg 1785	35 MoReg 217R 35 MoReg 217		
10 CSR 70-5.060	Soil and Water Districts Commission	34 MoReg 1786	35 MoReg 219R 35 MoReg 219		
10 CSR 140-8.010	Division of Energy		This Issue		
DEPARTMENT OF PUBLIC SAFETY					
11 CSR 45-9.115	Missouri Gaming Commission		35 MoReg 975		
11 CSR 45-12.010	Missouri Gaming Commission		35 MoReg 467	35 MoReg 991	
DEPARTMENT OF REVENUE					
12 CSR 10-2.250	Director of Revenue		This Issue		
12 CSR 10-3.249	Director of Revenue		35 MoReg 575R		
12 CSR 10-3.830	Director of Revenue		35 MoReg 575R		
12 CSR 10-3.832	Director of Revenue		35 MoReg 575R		
12 CSR 10-41.010	Director of Revenue	34 MoReg 2528	34 MoReg 2536	35 MoReg 545	
12 CSR 10-103.390	Director of Revenue		35 MoReg 685		
DEPARTMENT OF SOCIAL SERVICES					
13 CSR 35-38.010	Children's Division		35 MoReg 576		
13 CSR 35-38.011	Children's Division		35 MoReg 976		
13 CSR 35-38.021	Children's Division		35 MoReg 976		
13 CSR 35-38.030	Children's Division (<i>Changed from 13 CSR 40-38.010</i>)		35 MoReg 976		
13 CSR 35-38.040	Children's Division (<i>Changed from 13 CSR 40-38.020</i>)		35 MoReg 977		
13 CSR 35-60.070	Children's Division		35 MoReg 582		
13 CSR 40-38.010	Family Support Division (<i>Changed to 13 CSR 35-38.030</i>)		35 MoReg 976		
13 CSR 40-38.020	Family Support Division (<i>Changed to 13 CSR 35-38.040</i>)		35 MoReg 977		
13 CSR 70-3.020	MO HealthNet Division		35 MoReg 977		
13 CSR 70-3.140	MO HealthNet Division		35 MoReg 980		
13 CSR 70-3.160	MO HealthNet Division		35 MoReg 980		
13 CSR 70-3.200	MO HealthNet Division		35 MoReg 685		
13 CSR 70-10.015	MO HealthNet Division	35 MoReg 635	35 MoReg 647		
13 CSR 70-10.080	MO HealthNet Division		35 MoReg 652		
13 CSR 70-15.010	MO HealthNet Division	35 MoReg 161	34 MoReg 1802	35 MoReg 306	
13 CSR 70-90.010	MO HealthNet Division		35 MoReg 688		
13 CSR 70-91.030	MO HealthNet Division		This IssueR		
ELECTED OFFICIALS					
15 CSR 30-45.040	Secretary of State		35 MoReg 691		
15 CSR 40-4.010	State Auditor		35 MoReg 224	35 MoReg 896	
15 CSR 40-4.020	State Auditor		35 MoReg 224	35 MoReg 896	
15 CSR 40-4.030	State Auditor		35 MoReg 225	35 MoReg 897	
15 CSR 40-4.040	State Auditor		35 MoReg 225	35 MoReg 897	
RETIREMENT SYSTEMS					
16 CSR 50-2.010	The County Employees' Retirement Fund		35 MoReg 467	35 MoReg 940	
16 CSR 50-2.020	The County Employees' Retirement Fund		This Issue		
16 CSR 50-2.030	The County Employees' Retirement Fund		This Issue		
16 CSR 50-2.035	The County Employees' Retirement Fund		35 MoReg 468	35 MoReg 940	
16 CSR 50-2.050	The County Employees' Retirement Fund		This Issue		
16 CSR 50-2.110	The County Employees' Retirement Fund		This Issue		
16 CSR 50-2.120	The County Employees' Retirement Fund		35 MoReg 468	35 MoReg 940	
16 CSR 50-2.130	The County Employees' Retirement Fund		35 MoReg 469	35 MoReg 940	
16 CSR 50-3.010	The County Employees' Retirement Fund		This Issue		
16 CSR 50-10.010	The County Employees' Retirement Fund		35 MoReg 469	35 MoReg 940	
16 CSR 50-10.050	The County Employees' Retirement Fund		35 MoReg 470	35 MoReg 940	
16 CSR 50-10.060	The County Employees' Retirement Fund		35 MoReg 471	35 MoReg 941	
16 CSR 50-20.070	The County Employees' Retirement Fund		35 MoReg 471	35 MoReg 941	
16 CSR 50-20.080	The County Employees' Retirement Fund		35 MoReg 472	35 MoReg 941	
16 CSR 50-20.120	The County Employees' Retirement Fund		35 MoReg 472	35 MoReg 941	
BOARDS OF POLICE COMMISSIONERS					
17 CSR 20-3.015	St. Louis Board of Police Commissioners		35 MoReg 862		
17 CSR 20-3.025	St. Louis Board of Police Commissioners		35 MoReg 863		
17 CSR 20-3.035	St. Louis Board of Police Commissioners		35 MoReg 863		
17 CSR 20-3.045	St. Louis Board of Police Commissioners		35 MoReg 864		
17 CSR 20-3.055	St. Louis Board of Police Commissioners		35 MoReg 864		
17 CSR 20-3.065	St. Louis Board of Police Commissioners		35 MoReg 865		
17 CSR 20-3.075	St. Louis Board of Police Commissioners		35 MoReg 865		
17 CSR 20-3.085	St. Louis Board of Police Commissioners		35 MoReg 866		
17 CSR 20-3.095	St. Louis Board of Police Commissioners		35 MoReg 866		
17 CSR 20-3.105	St. Louis Board of Police Commissioners		35 MoReg 866		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
17 CSR 20-3.115	St. Louis Board of Police Commissioners		35 MoReg 867		
17 CSR 20-3.125	St. Louis Board of Police Commissioners		35 MoReg 867		
17 CSR 20-3.135	St. Louis Board of Police Commissioners		35 MoReg 868		
DEPARTMENT OF HEALTH AND SENIOR SERVICES					
19 CSR 20-28	Division of Community and Public Health				34 MoReg 2432
19 CSR 60-50	Missouri Health Facilities Review Committee				35 MoReg 696 35 MoReg 831
DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION					
20 CSR	Construction Claims Binding Arbitration Cap				33 MoReg 150 33 MoReg 2446 35 MoReg 654
20 CSR	Medical Malpractice				31 MoReg 616 32 MoReg 545
20 CSR	Sovereign Immunity Limits				33 MoReg 150 33 MoReg 2446 35 MoReg 318
20 CSR	State Legal Expense Fund Cap				33 MoReg 150 33 MoReg 2446 35 MoReg 654
20 CSR 500-2.300	Property and Casualty		35 MoReg 691		
20 CSR 500-10.200	Property and Casualty		35 MoReg 793		
20 CSR 1140-30.010	Division of Finance	35 MoReg 725R	35 MoReg 794R		
20 CSR 1140-30.030	Division of Finance	35 MoReg 727R	35 MoReg 794R		
20 CSR 1140-30.040	Division of Finance	35 MoReg 728R	35 MoReg 794R		
20 CSR 1140-30.050	Division of Finance	35 MoReg 729R	35 MoReg 795R		
20 CSR 1140-30.070	Division of Finance	35 MoReg 730R	35 MoReg 795R		
20 CSR 1140-30.080	Division of Finance	35 MoReg 731R	35 MoReg 795R		
20 CSR 1140-30.090	Division of Finance	35 MoReg 732R	35 MoReg 796R		
20 CSR 1140-30.100	Division of Finance	35 MoReg 733R	35 MoReg 796R		
20 CSR 1140-30.110	Division of Finance	35 MoReg 734R	35 MoReg 797R		
20 CSR 1140-30.120	Division of Finance	35 MoReg 736R	35 MoReg 797R		
20 CSR 1140-30.200	Division of Finance	35 MoReg 737	35 MoReg 797		
20 CSR 1140-30.210	Division of Finance	35 MoReg 738	35 MoReg 798		
20 CSR 1140-30.220	Division of Finance	35 MoReg 739	35 MoReg 800		
20 CSR 1140-30.230	Division of Finance	35 MoReg 741	35 MoReg 800		
20 CSR 1140-30.240	Division of Finance	35 MoReg 742	35 MoReg 800		
20 CSR 1140-30.250	Division of Finance	35 MoReg 743	35 MoReg 803		
20 CSR 1140-30.260	Division of Finance	35 MoReg 744	35 MoReg 803		
20 CSR 1140-30.270	Division of Finance	35 MoReg 745	35 MoReg 803		
20 CSR 1140-30.280	Division of Finance	35 MoReg 747	35 MoReg 804		
20 CSR 1140-30.290	Division of Finance	35 MoReg 748	35 MoReg 805		
20 CSR 1140-30.300	Division of Finance	35 MoReg 749	35 MoReg 807		
20 CSR 1140-30.310	Division of Finance	35 MoReg 750	35 MoReg 807		
20 CSR 1140-30.320	Division of Finance	35 MoReg 752	35 MoReg 810		
20 CSR 1140-31.010	Division of Finance		35 MoReg 810		
20 CSR 1140-31.020	Division of Finance		35 MoReg 810		
20 CSR 2010-1.010	Missouri State Board of Accountancy		35 MoReg 584	This Issue	
20 CSR 2010-2.005	Missouri State Board of Accountancy		35 MoReg 585	This Issue	
20 CSR 2010-2.022	Missouri State Board of Accountancy		35 MoReg 586	This Issue	
20 CSR 2010-2.041	Missouri State Board of Accountancy		35 MoReg 587	This Issue	
20 CSR 2010-2.051	Missouri State Board of Accountancy		35 MoReg 587	This Issue	
20 CSR 2010-2.061	Missouri State Board of Accountancy		35 MoReg 588	This Issue	
20 CSR 2010-2.065	Missouri State Board of Accountancy		35 MoReg 588	This Issue	
20 CSR 2010-2.070	Missouri State Board of Accountancy		35 MoReg 588	This Issue	
20 CSR 2010-2.072	Missouri State Board of Accountancy		35 MoReg 589	This Issue	
20 CSR 2010-2.075	Missouri State Board of Accountancy		35 MoReg 589	This Issue	
20 CSR 2010-2.095	Missouri State Board of Accountancy		35 MoReg 590	This Issue	
20 CSR 2010-2.130	Missouri State Board of Accountancy		35 MoReg 591	This Issue	
20 CSR 2010-2.150	Missouri State Board of Accountancy		35 MoReg 591	This Issue	
20 CSR 2010-3.010	Missouri State Board of Accountancy		35 MoReg 592	This Issue	
20 CSR 2010-3.060	Missouri State Board of Accountancy		35 MoReg 592	This Issue	
20 CSR 2010-4.010	Missouri State Board of Accountancy		35 MoReg 593	This Issue	
20 CSR 2010-4.031	Missouri State Board of Accountancy		35 MoReg 596	This Issue	
20 CSR 2010-4.035	Missouri State Board of Accountancy		35 MoReg 596	This Issue	
20 CSR 2010-4.041	Missouri State Board of Accountancy		35 MoReg 596	This Issue	
20 CSR 2010-5.070	Missouri State Board of Accountancy		35 MoReg 597	This Issue	
20 CSR 2010-5.080	Missouri State Board of Accountancy		35 MoReg 597	This Issue	
20 CSR 2010-5.090	Missouri State Board of Accountancy		35 MoReg 598	This Issue	
20 CSR 2010-5.100	Missouri State Board of Accountancy		35 MoReg 598	This Issue	
20 CSR 2010-5.110	Missouri State Board of Accountancy		35 MoReg 599	This Issue	
20 CSR 2150-5.100	State Board of Registration for the Healing Arts		35 MoReg 869R 35 MoReg 870		
20 CSR 2200-4.100	State Board of Nursing		35 MoReg 872R 35 MoReg 872		
20 CSR 2200-4.200	State Board of Nursing		35 MoReg 879R 35 MoReg 879		
MISSOURI CONSOLIDATED HEALTH CARE PLAN					
22 CSR 10-2.075	Health Care Plan		35 MoReg 599	This Issue	
22 CSR 10-3.075	Health Care Plan		35 MoReg 600	This Issue	

Agency	Publication	Effective	Expiration
Department of Agriculture			
Plant Industries			
2 CSR 70-11.060	Thousand Cankers Disease of Walnut Exterior Quarantine . . .35 MoReg 721 . . .	April 12, 2010 . . .	Jan. 19, 2011
Department of Transportation			
Highway Safety Division			
7 CSR 60-2.010	Definitions . . . . .	.35 MoReg 722 . . .April 18, 2010 . . .	Nov. 30, 2010
7 CSR 60-2.030	Standards and Specifications . . . . .	.35 MoReg 724 . . .April 18, 2010 . . .	Nov. 30, 2010
Department of Mental Health			
Certification Standards			
9 CSR 30-4.045	Intensive Community Psychiatric Rehabilitation . . . . .	.This Issue	July 1, 2010Feb. 24, 2011
Department of Revenue			
Director of Revenue			
12 CSR 10-24.430	Back of Driver License, Permits and Nondriver License . .Next Issue	July 1, 2010	Dec. 28, 2010
12 CSR 10-24.480	Boater Identification Indicator on Driver or Nondriver License . . . . .	.Next Issue	July 1, 2010Dec. 28, 2010
12 CSR 10-24.485	Permanent Disability Indicator on Driver or Nondriver License . . . . .	.Next Issue	July 4, 2010Dec. 31, 2010
Department of Social Services			
MO HealthNet Division			
13 CSR 70-10.015	Prospective Reimbursement Plan for Nursing Facility Services . . . . .	.35 MoReg 635	April 1, 2010Sept. 27, 2010
13 CSR 70-15.010	Inpatient Hospital Services Reimbursement Plan; Outpatient Hospital Services Reimbursement Methodology . . . . .	.Next Issue	July 1, 2010Dec. 27, 2010
13 CSR 70-15.110	Federal Reimbursement Allowance (FRA) . . . . .	.Next Issue	July 1, 2010Dec. 27, 2010
13 CSR 70-20.320	Pharmacy Reimbursement Allowance . . . . .	.Next Issue	July 1, 2010Dec. 27, 2010
Department of Insurance, Financial Institutions and Professional Registration			
Division of Finance			
20 CSR 1140-30.010	Definitions . . . . .	.35 MoReg 725	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.030	Licensing . . . . .	.35 MoReg 727	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.040	Operations and Supervision . . . . .	.35 MoReg 728	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.050	Annual Report of Mortgage Brokerage Activity and Mortgage Servicing Activity . . . . .	.35 MoReg 729	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.070	Advertising . . . . .	.35 MoReg 730	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.080	Loan Brokerage Practices . . . . .	.35 MoReg 731	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.090	Loan Application Practices . . . . .	.35 MoReg 732	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.100	General Practices . . . . .	.35 MoReg 733	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.110	Commitment and Closing Practices . . . . .	.35 MoReg 734	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.120	Exemption Guidelines . . . . .	.35 MoReg 736	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.200	Definitions . . . . .	.35 MoReg 737	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.210	Licensing of Mortgage Loan Originators . . . . .	.35 MoReg 738	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.220	Self-Reporting Requirements . . . . .	.35 MoReg 739	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.230	Challenges to Information Submitted to NMLSR . . . . .	.35 MoReg 741	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.240	Operations and Supervision of Residential Mortgage Loan Brokers . . . . .	.35 MoReg 742	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.250	Change in Business Activities . . . . .	.35 MoReg 743	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.260	Full-Service Office Requirement . . . . .	.35 MoReg 744	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.270	Maintenance of Records . . . . .	.35 MoReg 745	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.280	Authorized Advance Fees and Escrow Requirements . . . . .	.35 MoReg 747	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.290	In-State Office Waiver For Services . . . . .	.35 MoReg 748	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.300	Annual Report . . . . .	.35 MoReg 749	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.310	Bonding Requirements . . . . .	.35 MoReg 750	April 18, 2009Jan. 26, 2011
20 CSR 1140-30.320	Exempt List . . . . .	.35 MoReg 752	April 18, 2009Jan. 26, 2011

Executive Orders

Executive Orders	Subject Matter	Filed Date	Publication
2010			
10-23	Activates the state militia in response to severe weather that began on June 12	June 23, 2010	Next Issue
10-22	Declares a state of emergency and directs the Missouri State Emergency Operations Plan be activated due to severe weather that began on June 12	June 21, 2010	Next Issue
10-21	Activates the Missouri State Emergency Operations Center	June 15, 2010	This Issue
10-20	Establishes the Missouri Civil War Sesquicentennial Commission	April 2, 2010	35 MoReg 754
10-19	Amends Executive Order 09-17 to give the commissioner of the Office of Administration supervisory authority over the Transform Missouri Project	March 2, 2010	35 MoReg 637
10-18	Establishes the Children in Nature Challenge to challenge Missouri communities to take action to enhance children's education about nature, and to increase children's opportunities to personally experience nature and the outdoors	Feb. 26, 2010	35 MoReg 573
10-17	Establishes a Missouri Emancipation Day Commission to promote, consider, and recommend appropriate activities for the annual recognition and celebration of Emancipation Day	Feb. 2, 2010	35 MoReg 525
10-16	Transfers the scholarship portion of the A+ Schools Program from the Missouri Department of Elementary and Secondary Education to the Missouri Department of Higher Education	Jan. 29, 2010	35 MoReg 447
10-15	Transfers the Breath Alcohol Program from the Missouri Department of Transportation to the Missouri Department of Health and Senior Services	Jan. 29, 2010	35 MoReg 445
10-14	Designates members of the governor's staff to have supervisory authority over certain departments, divisions, and agencies	Jan. 29, 2010	35 MoReg 443
10-13	Directs the Department of Social Services to disband the Missouri Task Force on Youth Aging Out of Foster Care	Jan. 15, 2010	35 MoReg 364
10-12	Rescinds Executive Orders 98-14, 95-21, 95-17, and 94-19 and terminates the Governor's Commission on Driving While Intoxicated and Impaired Driving	Jan. 15, 2010	35 MoReg 363
10-11	Rescinds Executive Order 05-41 and terminates the Governor's Advisory Council for Veterans Affairs and assigns its duties to the Missouri Veterans Commission	Jan. 15, 2010	35 MoReg 362
10-10	Rescinds Executive Order 01-08 and terminates the Personal Independence Commission and assigns its duties to the Governor's Council on Disability	Jan. 15, 2010	35 MoReg 361
10-09	Rescinds Executive Orders 95-10, 96-11, and 98-13 and terminates the Governor's Council on AIDS and transfers their duties to the Statewide HIV/STD Prevention Community Planning Group within the Department of Health and Senior Services	Jan. 15, 2010	35 MoReg 360
10-08	Rescinds Executive Order 04-07 and terminates the Missouri Commission on Patient Safety	Jan. 15, 2010	35 MoReg 358
10-07	Rescinds Executive Order 01-16 and terminates the Missouri Commission on Intergovernmental Cooperation	Jan. 15, 2010	35 MoReg 357
10-06	Rescinds Executive Order 05-13 and terminates the Governor's Advisory Council on Plant Biotechnology and assigns its duties to the Missouri Technology Corporation	Jan. 15, 2010	35 MoReg 356
10-05	Rescinds Executive Order 95-28 and terminates the Missouri Board of Geographic Names	Jan. 15, 2010	35 MoReg 355
10-04	Rescinds Executive Order 03-10 and terminates the Missouri Energy Policy Council	Jan. 15, 2010	35 MoReg 354
10-03	Rescinds Executive Order 03-01 and terminates the Missouri Lewis and Clark Bicentennial Commission	Jan. 15, 2010	35 MoReg 353
10-02	Rescinds Executive Order 07-29 and terminates the Governor's Advisory Council on Aging and assigns its duties to the State Board of Senior Services	Jan. 15, 2010	35 MoReg 352
10-01	Rescinds Executive Order 01-15 and terminates the Missouri Commission on Total Compensation	Jan. 15, 2010	35 MoReg 351
2009			
09-29	Outlines the suspension of federal commercial motor vehicle and driver laws during emergency declarations. Executive Orders 07-01 and 08-40 are superceded and replaced on February 1, 2010	December 31, 2009	35 MoReg 205
09-28	Establishes the post of Missouri Poet Laureate. Executive order 08-01 is superceded and replaced	December 24, 2009	35 MoReg 203
09-27	Creates the Missouri Office of Health Information Technology, referred to as MO-HITECH. Executive Order 06-03 is rescinded	November 4, 2009	34 MoReg 2587

Executive Orders	Subject Matter	Filed Date	Publication
09-26	Advises that state offices will be closed November 27, 2009	October 30, 2009	34 MoReg 2466
09-25	Creates the governor's faith-based and community service partnership for disaster recovery	September 21, 2009	34 MoReg 2361
09-24	Creates the prompt pay for a healthy Missouri project	September 11, 2009	34 MoReg 2313
09-23	Designates members of the governor's staff as having supervisory authority over departments, divisions, or agencies	September 1, 2009	34 MoReg 2139
09-22	Appoints the Home Building and Residential Energy Efficiency Advisory panel to issue recommendations on energy efficiency measures for the home building sector and consumers	August 20, 2009	34 MoReg 2137
09-21	Declares a state of emergency exists in the state of Missouri and directs that Missouri State Emergency Operations Plan remain activated	May 14, 2009	34 MoReg 1332
09-20	Gives the director of the Missouri Department of Natural Resources full discretionary authority to temporarily waive or suspend the operation of any statutory or administrative rule or regulation currently in place under his purview in order to best serve the interests of the public health and safety during the period of the emergency and the subsequent recovery period	May 12, 2009	34 MoReg 1331
09-19	Declares a state of emergency exists in the state of Missouri and directs that the Missouri State Emergency Operations Plan be activated	May 8, 2009	34 MoReg 1329
09-18	Orders that all state agencies whose building management falls under the direction of the Office of Administration shall institute policies that will result in reductions of energy consumption of two percent per year for each of the next ten years	April 23, 2009	34 MoReg 1273
09-17	Creates the Transform Missouri Project as well as the Taxpayer Accountability, Compliance, and Transparency Unit, and rescinds Executive Order 09-12	March 31, 2009	34 MoReg 828
09-16	Directs the Department of Corrections to lead a permanent, interagency steering team for the Missouri Reentry Process	March 26, 2009	34 MoReg 826
09-15	Expands the Missouri Automotive Jobs Task Force to consist of 18 members	March 24, 2009	34 MoReg 824
09-14	Designates members of the governor's staff as having supervisory authority over departments, divisions, or agencies	March 5, 2009	34 MoReg 761
09-13	Extends Executive Order 09-04 and Executive Order 09-07 through March 31, 2009	February 25, 2009	34 MoReg 657
09-12	Creates and establishes the Transform Missouri Initiative	February 20, 2009	34 MoReg 655
09-11	Orders the Department of Health and Senior Services and the Department of Social Services to transfer the Blindness Education, Screening and Treatment Program (BEST) to the Department of Social Services	February 4, 2009	34 MoReg 590
09-10	Orders the Department of Elementary and Secondary Education and the Department of Economic Development to transfer the Missouri Customized Training Program to the Department of Economic Development	February 4, 2009	34 MoReg 588
09-09	Transfers the various scholarship programs under the Departments of Agriculture, Elementary and Secondary Education, Higher Education, and Natural Resources to the Department of Higher Education	February 4, 2009	34 MoReg 585
09-08	Designates members of the governor's staff as having supervisory authority over departments, divisions, or agencies	February 2, 2009	34 MoReg 366
09-07	Gives the director of the Missouri Department of Natural Resources the authority to temporarily suspend regulations in the aftermath of severe weather that began on January 26	January 30, 2009	34 MoReg 364
09-06	Activates the state militia in response to the aftermath of severe storms that began on January 26	January 28, 2009	34 MoReg 362
09-05	Establishes a Complete Count Committee for the 2010 Census	January 27, 2009	34 MoReg 359
09-04	Declares a state of emergency and activates the Missouri State Emergency Operations Plan	January 26, 2009	34 MoReg 357
09-03	Directs the Missouri Department of Economic Development, working with the Missouri Development Finance Board, to create a pool of funds designated for low-interest and no-interest direct loans for small business	January 13, 2009	34 MoReg 281
09-02	Creates the Economic Stimulus Coordination Council	January 13, 2009	34 MoReg 279
09-01	Creates the Missouri Automotive Jobs Task Force	January 13, 2009	34 MoReg 277

The rule number and the MoReg publication date follow each entry to this index.

ACCOUNTANCY, MISSOURI STATE BOARD OF

administration; 20 CSR 2010-5.100; 4/1/10, 7/15/10
applications for examination; 20 CSR 2010-2.130; 4/1/10, 7/15/10
continuing professional education (CPE) documentation; 20 CSR 2010-4.031; 4/1/10, 7/15/10
continuing professional education (CPE) exceptions and waivers; 20 CSR 2010-4.041; 4/1/10, 7/15/10
definitions; 20 CSR 2010-2.005; 4/1/10, 7/15/10
effective dates and basic requirements; 20 CSR 2010-4.010; 4/1/10, 7/15/10
eligibility requirements for the CPA examination; 20 CSR 2010-2.041; 4/1/10, 7/15/10
examination procedures; 20 CSR 2010-2.150; 4/1/10, 7/15/10
firms subject to peer review requirements; 20 CSR 2010-5.080; 4/1/10, 7/15/10
general organization; 20 CSR 2010-1.010; 4/1/10, 7/15/10
general purpose of ethics rules; 20 CSR 2010-3.010; 4/1/10, 7/15/10
inactive licenses; 20 CSR 2010-4.035; 4/1/10, 7/15/10
other responsibilities and practices; 20 CSR 2010-3.060; 4/1/10, 7/15/10
oversight; 20 CSR 2010-5.110; 4/1/10, 7/15/10
ownership of CPA firms; 20 CSR 2010-2.095; 4/1/10, 7/15/10
peer review requirements for renewal of a firm permit; 20 CSR 2010-5.090; 4/1/10, 7/15/10
peer review standards; 20 CSR 2010-5.070; 4/1/10, 7/15/10
privilege to practice; 20 CSR 2010-2.022; 4/1/10, 7/15/10
registration of certified public accounting firms; 20 CSR 2010-2.051; 4/1/10, 7/15/10
reinstatement of license to practice; 20 CSR 2010-2.075; 4/1/10, 7/15/10
requirements for licensure through reciprocity; 20 CSR 2010-2.065; 4/1/10, 7/15/10
requirements for an initial license to practice; 20 CSR 2010-2.061; 4/1/10, 7/15/10
renewal of a certified public accounting firm permit; 20 CSR 2010-2.072; 4/1/10, 7/15/10
renewal of licenses; 20 CSR 2010-2.070; 4/1/10, 7/15/10

ADMINISTRATION, OFFICE OF

appeals; 1 CSR 20-4.010; 1/15/10, 5/17/10

AGRICULTURE

plant industries

thousand cankers disease of walnut exterior quarantine; 2 CSR 70-11.060; 5/17/10

state milk board

grading of milk and milk products, the; 2 CSR 80-3.070; 6/1/10

AIR QUALITY, AIR POLLUTION CONTROL

control of odors in the ambient air; 10 CSR 10-5.160; 5/17/10
definitions and common reference tables; 10 CSR 10-6.020; 6/1/10
operating permits; 10 CSR 10-6.065; 6/15/10
reporting emission data, emission fees, and process information; 10 CSR 10-6.110; 3/1/10
restriction of emission of odors
10 CSR 10-2.070; 5/17/10
10 CSR 10-3.090; 5/17/10
10 CSR 10-4.070; 5/17/10
10 CSR 10-6.165; 5/17/10
start-up, shutdown and malfunctions conditions; 10 CSR 10-6.050; 12/15/09

BUSINESS AND COMMUNITY SERVICES, DIVISION OF
entrepreneurial development council; 4 CSR 85-7.010; 3/1/10, 7/15/10

CERTIFICATE OF NEED PROGRAM

application review schedule; 19 CSR 60-50; 5/17/10

CHILDREN'S DIVISION

adoption and guardianship subsidy; 13 CSR 35-38.010; 4/1/10
definition of adoption services; 13 CSR 35-38.030; 7/1/10
definition of guardianship services; 13 CSR 35-38.011; 7/1/10
foster care services for youth with elevated needs; 13 CSR 35-60.070; 4/1/10
provision of adoption services; 13 CSR 35-38.040; 7/1/10
provision of guardianship services; 13 CSR 35-38.021; 7/1/10

CLEAN WATER COMMISSION

effluent regulations; 10 CSR 20-7.015; 11/2/09, 5/17/10

CONSERVATION COMMISSION

bullfrogs and green frogs; 3 CSR 10-12.115; 4/15/10, 7/1/10
closed hours; 3 CSR 10-12.109; 4/15/10, 7/1/10
commercial establishments; 3 CSR 10-10.743; 4/15/10, 7/1/10
deer
antlerless deer hunting permit availability; 3 CSR 10-7.437; 6/1/10
archery hunting season; 3 CSR 10-7.432; 6/1/10
firearms hunting season; 3 CSR 10-7.433; 6/1/10
hunting seasons: general provisions; 3 CSR 10-7.431; 6/1/10
special harvest provisions; 3 CSR 10-7.435; 6/1/10
fishing
daily and possession limits; 3 CSR 10-12.140; 4/15/10, 7/1/10
general provisions and seasons; 3 CSR 10-12.130; 4/15/10, 7/1/10
length limits; 3 CSR 10-12.145; 4/15/10, 7/1/10
methods; 3 CSR 10-12.135; 4/15/10, 7/1/10
furbearers: trapping seasons; 3 CSR 10-8.515; 4/15/10, 7/1/10
hunting and trapping; 3 CSR 10-12.125; 5/3/10, 7/15/10
hunting methods; 3 CSR 10-7.140; 6/1/10
nonresident Mississippi River roe fish commercial harvest permit; 3 CSR 10-10.724; 4/15/10, 7/1/10
privileges of class I and class II wildlife breeders; 3 CSR 10-9.353; 4/15/10, 7/1/10
reciprocal privileges: commercial fishing; commercial waters; 3 CSR 10-10.726; 4/15/10, 7/1/10
resident roe fish commercial harvest permit; 3 CSR 10-10.722; 4/15/10, 7/1/10
ruffed grouse: seasons, limits; 3 CSR 10-7.417; 4/15/10, 7/1/10
trapping; 3 CSR 10-8.505; 4/15/10, 7/1/10
use of boats and motors; 3 CSR 10-12.110; 4/15/10, 7/1/10

ELEMENTARY AND SECONDARY EDUCATION, DEPARTMENT OF

administration of high school equivalence program; 5 CSR 60-100.020; 2/1/10, 6/15/10
application for a career education of license to teach; 5 CSR 80-800.270; 3/1/10
application for an adult education and literacy certificate of license to teach; 5 CSR 80-800.280; 3/1/10
application for certificate of license to teach; 5 CSR 80-800.200; 3/1/10
application for certificate of license to teach for administrators; 5 CSR 80-800.220; 3/1/10
application for substitute certificate of license to teach; 5 CSR 80-800.290; 3/1/10

certificate of license to teach classifications; 5 CSR 80-800.360; 3/1/10
 certificate of license to teach content areas; 5 CSR 80-800.350; 3/1/10
 general provisions governing programs authorized under the early childhood development act; 5 CSR 50-270.010; 2/1/10; 7/15/10
 general provisions governing the consolidated grants under the Improving America's Schools Act; 5 CSR 50-321.010; 6/1/10
 individuals with Disabilities Education Act
 Part B; 5 CSR 70-742.140; 6/15/10
 Part C; 5 CSR 70-742.141; 6/15/10
 persistence to graduation program grants; 5 CSR 50-350.050; 3/1/10, 7/15/10
 required assessments for professional education certification in Missouri; 5 CSR 80-800.380; 3/1/10
 temporary authorization certificate of license to teach; 5 CSR 80-800.260; 3/1/10

EMBALMERS AND FUNERAL DIRECTORS, STATE BOARD OF

change in seller affiliation; 20 CSR 2120-3.310; 1/15/10, 5/17/10
 contact information; 20 CSR 2120-3.115; 1/15/10, 5/17/10
 display of license; 20 CSR 2120-3.120; 1/15/10, 5/17/10
 final disposition as defined in chapter 193; 20 CSR 2120-2.130; 1/15/10, 5/17/10
 financial welfare cause for injection; 20 CSR 2120-2.140; 1/15/10, 5/17/10
 funeral director agent restrictions; 20 CSR 2120-3.305; 1/15/10, 5/17/10
 independent financial advisor is agent of trustee; 20 CSR 2120-3.525; 1/15/10, 5/17/10
 notice of intent to apply; 20 CSR 2120-3.100; 10/1/09, 11/16/09
 payment not determining factor of practice of funeral directing; 20 CSR 2120-2.150; 1/15/10, 5/17/10
 preneed agents—requirements of agent's seller; 20 CSR 2120-3.400; 1/15/10, 5/17/10
 preneed agents's seller must be licensed; 20 CSR 2120-3.410; 1/15/10, 5/17/10
 provider includes funeral establishment; 20 CSR 2120-3.300; 1/15/10, 5/17/10
 seller obligations; 20 CSR 2120-3.200; 1/15/10, 5/17/10
 single premium annuity contracts; 20 CSR 2120-3.515; 1/15/10, 5/17/10
 types of financing; other financing still preneed; 20 CSR 2120-3.505; 1/15/10, 5/17/10

ENERGY, DIVISION OF

certification of renewable energy and renewable energy standard compliance account; 10 CSR 140-8.010; 7/15/10

EXECUTIVE ORDERS

activates the Missouri State Emergency Operation Center; 10-21; 7/15/10
 establishes the Missouri Civil War Sesquicentennial Commission; 10-20; 5/17/10

FAMILY SUPPORT DIVISION

definition of adoption services; 13 CSR 40-38.010; 7/1/10
 provision of adoption services; 13 CSR 40-38.020; 7/1/10

FERTILIZER LAW

guaranteed analysis when tonnage inspection fee is based on product constituent; 6 CSR 250-11.042; 5/17/10
 inspection fee on manipulated animal or vegetable manure fertilizers; 6 CSR 250-11.041; 5/17/10

FINANCE, DIVISION OF

advertising; 20 CSR 1140-30.070; 5/17/10

annual report; 20 CSR 1140-30.300; 5/17/10
 annual report of mortgage brokerage activity and mortgage servicing activity; 20 CSR 1140-30.050; 5/17/10
 authorized advance fees and escrow requirements; 20 CSR 1140-30.280; 5/17/10
 bonding requirements; 20 CSR 1140-30.310; 5/17/10
 challenges to information submitted to NMLSR; 20 CSR 1140-30.230; 5/17/10
 change in business activities; 20 CSR 1140-30.250; 5/17/10
 commitment and closing practices; 20 CSR 1140-30.110; 5/17/10
 definitions
 20 CSR 1140-30.010; 5/17/10
 20 CSR 1140-30.200; 5/17/10
 exempt list; 20 CSR 1140-30.320; 5/17/10
 exemption guidelines; 20 CSR 1140-30.120; 5/17/10
 full service office requirement; 20 CSR 1140-30.260; 5/17/10
 general organization—residential mortgage board; 20 CSR 1140-31.010; 5/17/10
 general practices; 20 CSR 1140-30.100; 5/17/10
 in-state office waiver for servicers; 20 CSR 1140-30.290; 5/17/10
 licensing; 20 CSR 1140-30.030; 5/17/10
 licensing of mortgage loan originators; 20 CSR 1140-30.210; 5/17/10
 loan application practices; 20 CSR 1140-30.090; 5/17/10
 loan brokerage practices; 20 CSR 1140-30.080; 5/17/10
 maintenance of records; 20 CSR 1140-30.270; 5/17/10
 operations and supervision; 20 CSR 1140-30.040; 5/17/10
 operations and supervision of residential mortgage loan brokers; 20 CSR 1140-30.240; 5/17/10
 rules of procedure; 20 CSR 1140-31.020; 5/17/10
 self-reporting requirements; 20 CSR 1140-30.220; 5/17/10

GAMING COMMISSION, MISSOURI

excursion liquor license required; 11 CSR 45-12.010; 3/1/10, 7/1/10
 minimum internal control standards—standard O; 11 CSR 45-9.115; 7/1/10
 prohibition and reporting of certain transactions; 11 CSR 45-10.040; 1/15/10, 5/3/10
 taxation regulations
 admission fee; 11 CSR 45-11.050; 1/15/10, 5/3/10
 deposit account—taxes and fees; 11 CSR 45-11.020; 1/15/10, 5/3/10
 failure to file return or pay tax or fee; 11 CSR 45-11.130; 1/15/10, 5/3/10
 payment—gaming tax; 11 CSR 45-11.030; 1/15/10, 5/3/10
 return and payment—admission fee; 11 CSR 45-11.070; 1/15/10, 5/3/10

GEOLOGY AND LAND SURVEY, DIVISION OF

definitions and organizational structure; 10 CSR 23-1; 7/1/10
 heat pump construction code; 10 CSR 23-5; 7/1/10
 monitoring well construction code; 10 CSR 23-4; 7/1/10
 test hole construction and plugging code; 10 CSR 23-6; 7/1/10
 well construction code; 10 CSR 23-3; 7/1/10
 well drillers and pump installers permitting; 10 CSR 23-2; 7/1/10

HEALING ARTS, STATE BOARD OF

administration of vaccines per protocol; 20 CSR 2150-5.025; 12/1/09, 5/3/10
 collaborative practice; 20 CSR 2150-5.100; 6/1/10
 request for waiver; 20 CSR 2150-7.136; 10/1/09

HIGHWAY SAFETY DIVISION

breath alcohol ignition interlock device certification and operational requirements
 definitions; 7 CSR 60-2.010; 5/17/10
 standards and specifications; 7 CSR 60-2.030; 5/17/10

HIGHWAYS AND TRANSPORTATION COMMISSION

description, organization, and information; 7 CSR 10-1.010; 3/15/10

skill performance evaluation certificates for commercial drivers; 7 CSR 10-25.010; 5/17/10, 6/1/10, 7/15/10

HOUSING DEVELOPMENT COMMISSION, MISSOURI

additional Missouri low income housing tax credit requirements; 4 CSR 170-6.200; 7/1/10
adjusted gross income; 4 CSR 170-2.010; 7/1/10
approval and reservation process; 4 CSR 170-5.300; 7/1/10
approved mortgagor
4 CSR 170-3.010; 7/1/10
4 CSR 170-3.200; 7/1/10
application; 4 CSR 170-5.200; 7/1/10
application and notification process; 4 CSR 170-5.030; 7/1/10
business with excluded parties; 4 CSR 170-8.040; 3/15/10, 7/1/10
causes for debarment of a person(s); 4 CSR 170-8.060; 3/15/10, 7/1/10
causes for suspension of a person(s); 4 CSR 170-8.100; 3/15/10, 7/1/10
compliance requirements; 4 CSR 170-5.050; 7/1/10
compliance requirements and recapture; 4 CSR 170-5.500; 7/1/10
conditions affecting the debarment of a person(s); 4 CSR 170-8.070; 3/15/10, 7/1/10
conditions affecting the suspension of a person(s); 4 CSR 170-8.110; 3/15/10, 7/1/10
criteria for eligibility statement
4 CSR 170-6.010; 7/1/10
4 CSR 170-6.100; 7/1/10
definitions
4 CSR 170-1.100; 3/15/10, 7/1/10
4 CSR 170-3.100; 7/1/10
4 CSR 170-4.100; 7/1/10
4 CSR 170-5.010; 7/1/10
4 CSR 170-8.010; 3/15/10, 7/1/10
disclosure of information to MHDC or other appropriate officials (voluntary vs. involuntary); 4 CSR 170-8.050; 3/15/10, 7/1/10
discretion; 4 CSR 170-8.160; 3/15/10, 7/1/10
financial reporting and compliance requirements for approved mortgagors; 4 CSR 170-4.300; 7/1/10
income limitations; 4 CSR 170-2.100; 7/1/10
introduction; 4 CSR 170-5.100; 7/1/10
issuance of the tax credit
4 CSR 170-5.040; 7/1/10
4 CSR 170-5.400; 7/1/10
organization and activities
4 CSR 170-1.010; 3/15/10, 7/1/10
4 CSR 170-1.200; 3/15/10, 7/1/10
parties to which these regulations apply; 4 CSR 170-8.020; 3/15/10, 7/1/10
period of debarment; 4 CSR 170-8.080; 3/15/10, 7/1/10
period of suspension; 4 CSR 170-8.120; 3/15/10, 7/1/10
preparation of application; 4 CSR 170-5.020; 7/1/10
prohibited activities of persons; reporting requirements; 4 CSR 170-8.150; 3/15/10, 7/1/10
rules and limitations on earnings, dividends, and other distributions by approved mortgagors; 4 CSR 170-4.200; 7/1/10
scope and effect of debarment; 4 CSR 170-8.090; 3/15/10, 7/1/10
scope of suspension; 4 CSR 170-8.130; 3/15/10, 7/1/10
suspension and debarment procedures; 4 CSR 170-8.140; 3/15/10, 7/1/10
supervision of mortgagors and sponsors; 4 CSR 170-4.010; 7/1/10
verification; 4 CSR 170-8.030; 3/15/10, 7/1/10

INSURANCE

property and casualty
cancellation and nonrenewal of automobile insurance; 20 CSR 500-2.300; 5/3/10
financial regulation; 20 CSR 500-10.200; 5/17/10

LABOR AND INDUSTRIAL RELATIONS

Missouri Commission on Human Rights
complainant's testimony at hearing; 8 CSR 60-4.045; 5/17/10
cost of travel to hearing; 8 CSR 60-4.040; 5/17/10

MENTAL HEALTH, DEPARTMENT OF

admission criteria; 9 CSR 30-4.042; 4/15/10

client records of a community psychiatric rehabilitation program; 9 CSR 30-4.035; 4/15/10
governing authority and program administration; 9 CSR 10-7.090; 4/15/10
intensive community psychiatric rehabilitation; 9 CSR 30-4.045; 7/15/10
personnel and staff development; 9 CSR 10-4.034; 6/15/10

MO HEALTHNET

ambulance service reimbursement allowance; 13 CSR 70-3.200; 5/3/10
direct deposit of provider reimbursement; 13 CSR 71-3.140; 7/1/10
electric submission of MO HealthNet claims and electronic remittance advices; 13 CSR 70-3.160; 7/1/10
federal reimbursement allowance (FRA); 13 CSR 70-15.110; 1/4/10, 5/3/10
home health-care services; 13 CSR 70-90.010; 5/3/10
insure Missouri; 13 CSR 70-4.120; 2/15/08
nursing facility reimbursement allowance; 13 CSR 70-10.110; 1/4/10, 5/3/10
personal care assistance; 13 CSR 70-91.030; 7/15/10
pharmacy reimbursement allowance; 13 CSR 70-20.320; 1/4/10, 5/3/10
prospective reimbursement plan for HIV nursing facility services; 13 CSR 70-10.080; 4/15/10
prospective reimbursement plan for nursing facility services; 13 CSR 70-10.015; 4/15/10
title XIX provider enrollment; 13 CSR 70-3.020; 7/1/10

MISSOURI CONSOLIDATED HEALTH CARE PLAN

public entity membership
copay plan benefit provisions and covered charges; 22 CSR 10-3.050; 2/1/10, 5/17/10
definitions; 22 CSR 10-3.010; 2/1/10, 5/17/10
high deductible health plan benefit provisions and covered charges; 22 CSR 10-3.055; 2/1/10, 5/17/10
pharmacy benefit summary; 22 CSR 10-3.090; 2/1/10, 5/17/10
plan utilization review policy; 22 CSR 10-3.045; 2/1/10, 5/17/10
PPO 300 plan benefit provisions and covered charges; 22 CSR 10-3.051; 2/1/10, 5/17/10
PPO 300 plan, PPO 500 plan, PPO 1000 plan, PPO 2000 plan, HDHP, and copay plan limitations; 22 CSR 10-3.060; 2/1/10, 5/17/10
PPO 500 plan benefit provisions and covered charges; 22 CSR 10-3.052; 2/1/10, 5/17/10
PPO 1000 plan benefit provisions and covered charges; 22 CSR 10-3.053; 2/1/10, 5/17/10
PPO 2000 plan benefit provisions and covered charges; 22 CSR 10-3.054; 2/1/10, 5/17/10
public entity membership agreement and participation period; 22 CSR 10-3.030; 2/1/10, 5/17/10
review and appeals procedure; 22 CSR 10-3.075; 4/1/10, 7/15/10
subscriber agreement and general membership provisions; 22 CSR 10-3.020; 2/1/10, 5/17/10
state membership
copay plan benefit provisions and covered charges; 22 CSR 10-2.050; 2/1/10, 5/17/10
definitions; 22 CSR 10-2.010; 2/1/10, 5/17/10
high deductible health plan benefit provisions and covered charges; 22 CSR 10-2.053; 2/1/10, 5/17/10
HMO and POS limitations; 22 CSR 10-2.067; 2/1/10, 5/17/10
HMO summary of medical benefits; 22 CSR 10-2.064; 2/1/10, 5/17/10
medical plan benefit provisions and covered charges; 22 CSR 10-2.055; 2/1/10, 5/17/10
medicare supplement plan benefit provisions and covered charges; 22 CSR 10-2.054; 2/1/10, 5/17/10
pharmacy benefit summary; 22 CSR 10-2.090; 2/1/10, 5/17/10
plan utilization review policy; 22 CSR 10-2.045; 2/1/10, 5/17/10

PPO 300 plan benefit provisions and covered charges; 22 CSR 10-2.051; 2/1/10, 5/17/10
 PPO 300 plan, HDHP, copay and HMO plan limitations; 22 CSR 10-2.060; 2/1/10, 5/17/10
 review and appeals procedure; 22 CSR 10-2.075; 4/1/10, 7/15/10
 subscriber agreement and general membership provisions; 22 CSR 10-2.020; 2/1/10, 5/17/10

NURSING, STATE BOARD OF

advanced practice nurse; 20 CSR 2200-4.100; 6/1/10
 advanced practice registered nurse; 20 CSR 2200-4.100; 6/1/10
 collaborative practice; 20 CSR 2200-4.200; 6/1/10

OCCUPATIONAL THERAPY, MISSOURI BOARD OF

fees; 20 CSR 2205-1.050; 5/15/09

POLICE COMMISSIONERS, BOARD OF

St. Louis

administration and command of the private security section; 17 CSR 20-3.015; 6/1/10
 authority; 17 CSR 20-3.065; 6/1/10
 complaint/disciplinary procedures; 17 CSR 20-3.125; 6/1/10
 definitions; 17 CSR 20-3.025; 6/1/10
 drug testing; 17 CSR 20-3.135; 6/1/10
 duties; 17 CSR 20-3.075; 6/1/10
 equipment; 17 CSR 20-3.095; 6/1/10
 field inspection; 17 CSR 20-3.115; 6/1/10
 licensing; 17 CSR 20-3.035; 6/1/10
 personnel records and fees; 17 CSR 20-3.045; 6/1/10
 training; 17 CSR 20-3.055; 6/1/10
 uniforms; 17 CSR 20-3.085; 6/1/10
 weapons; 17 CSR 20-3.105; 6/1/10

PHARMACY, STATE BOARD OF

administration of vaccines per protocol; 20 CSR 2220-6.050; 12/1/09, 5/3/10
 non-dispensing activities; 20 CSR 2220-6.055; 12/1/09

PUBLIC SAFETY, DEPARTMENT OF

Missouri State Water Patrol

filing requirements; 11 CSR 80-5.010; 2/17/09

PUBLIC SERVICE COMMISSION

complaints; 4 CSR 240-2.070; 5/3/10
 conduct during proceedings; 4 CSR 240-4.020; 12/15/09, 6/1/10
 customer proprietary network information; 4 CSR 240-33.160; 2/1/10, 6/15/10
 electric utility renewable energy standard filing requirements; 4 CSR 240-3.156; 2/16/10
 electric utility renewable energy standard requirements; 4 CSR 240-20.100; 2/16/10
 ex parte and extra-record communications; 4 CSR 240-4.020; 12/15/09
 filing requirements for telecommunications company tariffs; 4 CSR 240-3.545; 2/1/10, 6/15/10
 reporting requirements for electric utilities and rural electric cooperatives; 4 CSR 240-3.190; 2/1/10, 7/1/10

RECORDS MANAGEMENT

Missouri historical records advisory board (MHRAB) regrant program administration; 15 CSR 30-45.040; 5/3/10

RETIREMENT SYSTEMS

county employees' retirement fund, the
 additional provisions; 16 CSR 50-20.120; 3/1/10, 6/15/10
 benefits upon participant's death; 16 CSR 50-2.120; 3/1/10, 6/15/10

certifying service and compensation; 16 CSR 50-2.050; 7/15/10
 creditable service; 16 CSR 50-3.010; 7/15/10
 death benefits;
 16 CSR 50-10.060; 3/1/10, 6/15/10
 16 CSR 50-20.080; 3/1/10, 6/15/10
 definitions;
 16 CSR 50-2.010; 3/1/10, 6/15/10, 7/15/10
 16 CSR 50-10.010; 3/1/10, 6/15/10
 direct rollover option; 16 CSR 50-2.130; 3/1/10, 6/15/10
 distribution of accounts;
 16 CSR 50-10.050; 3/1/10, 6/15/10
 16 CSR 50-20.070; 3/1/10, 6/15/10
 employee contributions; 16 CSR 50-2.020; 7/15/10
 eligibility and participation; 16 CSR 50-2.030; 7/15/10
 payment of benefits; 16 CSR 50-2.035; 3/1/10, 6/15/10
 rehires; 16 CSR 50-2.110; 7/15/10
 determination of credited service for periods of absence; 16 CSR 20-2.080; 1/15/10
 disability retirement
 16 CSR 10-5.020; 2/1/10, 5/17/10
 16 CSR 10-6.070; 2/1/10, 5/17/10
 service retirement
 16 CSR 10-5.010; 2/1/10, 5/17/10
 16 CSR 10-6.060; 2/1/10, 5/17/10
 workers' compensation service credit; 16 CSR 20-2.080; 1/15/10, 5/3/10

SAFE DRINKING WATER COMMISSION

acceptable and alternate procedures for analyses; 10 CSR 60-5.010; 5/17/10
 consumer confidence reports; 10 CSR 60-8.030; 5/17/10
 ground water rule monitoring and treatment technique requirements; 10 CSR 60-4.025; 5/17/10
 public notification of conditions affecting a public water supply; 10 CSR 60-8.010; 5/17/10
 reporting requirements; 10 CSR 60-7.010; 5/17/10
 requirements for maintaining public water system records; 10 CSR 60-9.010; 5/17/10

SOIL AND WATER DISTRICTS COMMISSION

allocation of funds; 10 CSR 70-5.010; 2/1/10
 application and eligibility for funds; 10 CSR 70-5.020; 9/1/09
 apportionment of funds; 10 CSR 70-5.010; 9/1/09
 commission administration of the cost-share program; 10 CSR 70-5.060; 9/1/09, 2/1/10
 conservation equipment incentive program; 10 CSR 70-9.010; 9/15/08
 cost-share rates and reimbursement procedures; 10 CSR 70-5.040; 9/1/09, 2/1/10
 definitions; 10 CSR 70-4.010; 2/1/10
 design, layout and construction of proposed practices; operation and maintenance; 10 CSR 70-5.030; 9/1/09
 district administration of the cost-share program; 10 CSR 70-5.050; 9/1/09, 2/1/10

STATE AUDITOR

contents of audit reports; 15 CSR 40-4.030; 2/1/10, 6/1/10
 requirements for districts; 15 CSR 40-4.010; 2/1/10, 6/1/10
 scope of audit; 15 CSR 40-4.040; 2/1/10, 6/1/10
 standards for auditing and financial reporting; 15 CSR 40-4.020; 2/1/10, 6/1/10

STATE TAX COMMISSION

agricultural land productive values; 12 CSR 30-4.010; 2/1/10, 5/17/10
 appeals from the local board of equalization; 12 CSR 30-3.010; 2/1/10, 5/17/10
 collateral estoppel; 12 CSR 30-3.025; 2/1/10, 5/17/10

TAX

income tax

Missouri consolidated income tax returns; 12 CSR 10-2.045;
1/4/10, 5/3/10
reciprocal agreements with other states for tax refund offsets;
12 CSR 10-2.250; 7/15/10

sales or use

diplomatic exemptions

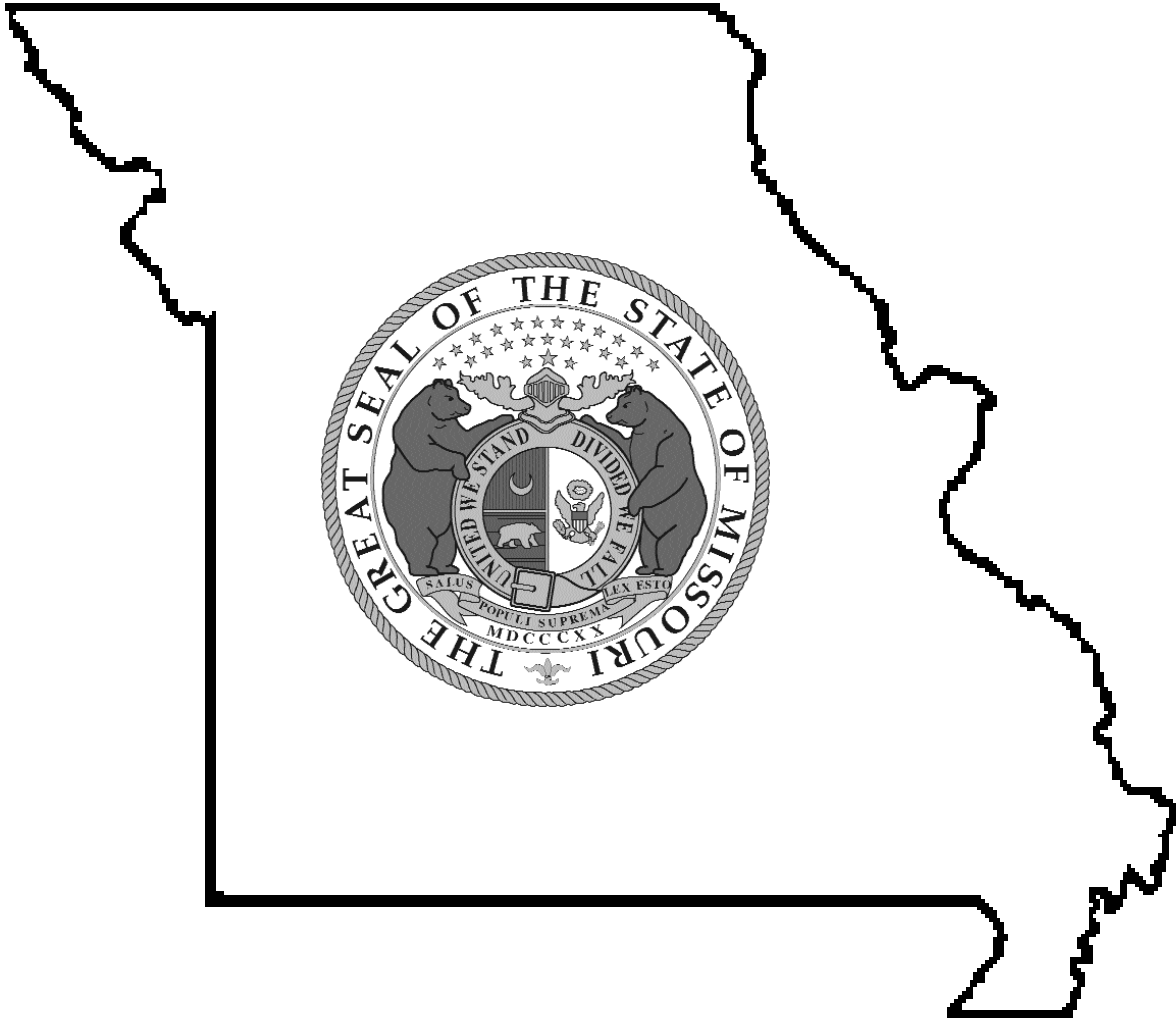
acknowledgement and procedure for requesting; 12 CSR
10-3.832; 4/1/10
records to be kept by sellers as evidence of exempt sales;
12 CSR 10-3.830; 4/1/10

sales to foreign diplomats; 12 CSR 10-3.249; 4/1/10

veterinary transactions; 12 CSR 10-103.390; 5/3/10

RULEMAKING 1-2-3

DRAFTING AND STYLE MANUAL



ROBIN CARNAHAN
SECRETARY OF STATE

The Administrative Rules Division has copies of the Rulemaking Manual available for state agencies to assist in preparing all types of rulemakings.

For information about rule drafting classes call (573) 751-4015.

To Subscribe to the *Missouri Register*

SALUS POPULI SUPREMA LEX ESTO

*"The welfare of the people shall be the
supreme law."*



ROBIN CARNAHAN

SECRETARY OF STATE

MISSOURI
REGISTER

Contact us at: phone: (573) 751-4015 or email: rules@sos.mo.gov

ORDER FORM

- ☐ Enclosed is my check for \$56 as payment in advance for one year of the *Missouri Register*

Please start my subscription with the _____ issue.

Please make checks payable to: **Secretary of State** or alternatively call us to charge your credit card.

Mail to: ROBIN CARNAHAN
SECRETARY OF STATE
ADMINISTRATIVE RULES DIVISION
PO Box 1767
JEFFERSON CITY, MO 65102

Name or Firm (Please Type or Print)

Attn:

Address

City

State

Zip Code

Administrative Rules Division Contact Information

General Inquiries—(573) 751-4015, email: rules@sos.mo.gov

Director

Waylene Hiles—(573) 751-1869, email: waylene.hiles@sos.mo.gov

Editorial Staff

Curtis W. Treat—(573) 751-2022, email: curtis.treat@sos.mo.gov

Sally Reid—(573) 522-2593, email: sally.reid@sos.mo.gov

Sarah Jorgenson—(573) 751-1818, email: sarah.jorgenson@sos.mo.gov

Publication Staff

Jacqueline D. White—(573) 526-1259, email: jacqueline.white@sos.mo.gov

Adam T. Sandberg—(573) 522-2196, email: adam.sandberg@sos.mo.gov

Lauren A. Bauman—(573) 751-4015, email: lauren.bauman@sos.mo.gov